Previous references.

R 42 of 99-00

1900-01

Sep. Rev

SR File No. 43

Serial Nos. 1-3

Later references.

R 246 of 02-03

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-3

Major ~~Part~~ B. for June 01.

SUBJECT

Revision of ~~Amendment to~~ the Foreign Liquor Rules

indexed

Sl.1 From the Excise Comr

No 5806/335 6.5.01.

Submits for early Approval and publication draft of amended Rules for regulating the Sale of Foreign Liquors from and after the 1st July 01.

Sl.2 From — do

No: 7301/430 19.6.01

Solicits that in anticipation of the publication of the Revised Foreign Liquor Rules, permission may be granted to sell by public auction before the end of current month one tavern at Gowmakanahalli near K.G.F. and one tavern at Bowringpet for the vend of draught Foreign Liquors.

G. R. S. 58

GPB—4,000—4-7-11

To the Executive Engineer (Civil) Districts
No: 10430 9
R.7.119 93

30.6.01

Approves the above and 7 onwards. To the compiler
upove agreement for publication at once.

M. S Krishna Rao

Rules contained in notification no 31 dated 9th May 1889.

In the draft rules proposed the existing rule I is retained as Rule I.

2. The present rule II is omitted as unnecessary ~~because II(a)~~ II(a) is omitted because section 7 of the act provides on what kind of liquor duty shall be levied II(b) is inconsistent with the provision of the act in which the importation of "country fermented liquor" without payment of duty is not prohibited, ~~wherein~~. inasmuch as the existing Rule does prohibit the importation of such liquor without payment of duty.

duty under the Act leviable on or in country liquor both Local & Not manufactured in British India - Section 23.

II(a) - whereas by (b) one proprietor may have more than one place where the liquor is manufactured (section 23) - d

3. Rule III is replaced by rule V of the draft rules with slight verbal change.

4. Rule IV corresponds with Rule III of the draft with the addition of the ~~and~~ clause the accounts of transactions under each

license being quite distinct and separate".

5. Rule V This rule is retained in the draft as Rule VI (1) wherein is included ~~amongst~~ the license for Railway Refreshment room and license to proprietory clubs and Cooperative Societies

6. Rule VI corresponds with Rule XII of the draft with the following ~~alt~~ changes:— The limit of the strength laid ~~as~~ down in the present rule was 20° U.P. and over proof whereas the proposed Rule lays down that the licenses granted under the rule II shall have power to sell "Double distilled & rectified spirits" down to 15° U.P. The following ~~addn~~ provision is also added:- The license granted to retail taverns for the vend of draught malt liquors, shall have power to vend at the prescribed retail price any country beer which has paid duty

to British Indian Government at the Tariff rate and also the prescribed duty to the Impore Govt and which may be certified by the Excise Commr as sound and fit for consumption after necessary test and analysis by the Government chemical examiner.

7. Rule VII, ~~II~~ is elaborated on the lines of the Madras Rule and proposed as II 5. The existing Rule requires that the premises used for opening refreshment rooms should be of the monthly rental value of Rs 25 in the cities of Impore & Bangalore & in the Kolar Gold Fields & Rs 15 elsewhere in the State, whereas in the ~~proposed rule~~ draft rule, the rental values ~~proposed~~ as 30 of & Rs 15/- are respectively proposed.

8 Rule VIII is omitted in the draft.

9 Rule IX is retained in the draft as Rule XVI

10 Rule X ~~[illegible]~~ is the same as the draft Rule II 6 except that the limit of 10 days prescribed in the present Rule is removed from the proposed rule. The additional provision in the draft, ~~[illegible]~~ prohibiting the removal of liquor from the premises is in accordance with the Madras rule, ~~[illegible]~~ and ~~[illegible]~~ endorsin III of the occasional license now inforce in Mysore.

Rule XI is retained as Rule II 7 of the draft. The licensee fee payable for the grant of this & other licenses are separately shown in the proposed rule VI.

The necessity for making the additional provisions for the grant of

(1) Retail Tavern license for the vend of draught foreign malt liquors and

(2) proper refreshment license

is explained in the Excise Commrs letter under reference (para 4)

Under Govt order no 738/3x39 Sl no 20 of file no 10 of 96-97 x dated 26th July 1897 clubs of the ordinary kind and not being of a proprietary character are exempted from taking out licenses ~~clubs~~ but the Excise Commrs in his proposed draft has made provision requiring proprietary clubs & Cooperative societies ~~such clubs~~ to take out licenses in accordance with the practice obtaining in the Central Provinces (para 4 (3) of his letter)

Auctioneers' license

and special licenses are also
in accordance with the madras
Rules. (vide para 4(4) of the
Excise Commr's letter)

Rule X of the draft is in
accordance with Govt proc
no 4138/416 of 6th July 1891 (put up.

Rule XI of the draft
is proposed in accordance
with the practice obtaining
in Bombay with a view to
prevent cheap & inferior
liquor from competing with
impure spirits. [Excise Commr's
letter - para 4 (5)].

Rule IV of the draft is
in accordance with the madras
Rules.

Rules VII to IX of the draft
are in accordance with
the practice now obtaining
under orders of Govt
no 78-86-cir 2 dated 30th
April 1891 (Sl no 7½ in file
no 119.)

Draft rules XIII to XV are in accordance with the Madras rules the license fee required to be paid by instalments in Madras, ~~is proposed to be~~ is under rule XIII is ~~required to~~ proposed to be paid in advance.

13/4/01

Dear Nargol

I have carefully gone thro these draft rules

The minor rule II has been ~~my~~ thoroughly (a) heavy ~~unnecessary~~ unnecessary (b) heavy ~~parts~~ unnecessary ~~parts~~ ~~look out of place~~ look out of place & inconsistent with the Act

The various other new licenses proposed are all right

The ~~re~~ substitution of the role of foreign spirits of the Cess 15 of 1910 is intended to ~~the~~ ~~Govt~~ Govt the role of check & declaration foreign & kept to the determination of our annual requirements

6

The Apprentices (Amendment) Bill passed through all its stages.

The Factories Bill passed through Committee.

The Shop Hours Bill passed through Committee.

The Shop Hours (Early Closing Movement) Bill passed through Committee.

The Shop Hours (Payment of Wages) Bill passed through Committee.

The Shop Hours (Payment of Wages) Bill passed through Committee.

The Shop Hours (Payment of Wages

Urgent (Sept) 10

MATTER FOR next COUNCIL MEETING.

SUBJECT.

Revision of the Foreign Liquor Rules

Circulated to Councillors.

By Order,

Bangalore
22-6-1901

For Secretary

Name.	Date of receipt.	Date when passed on.
V. P. Madhava Row, Esq., C.I.E. 567	Received 24th 22/6/01 Please put up clean copy	
C. Sreenivasiengar, Esq. ...	Seen by C	
Rao Bahadur C. Madiah, Esq.	(51) 26/6/01	
The Secretary		

MGCPB—22-3-01—260

Re-submitted to 1st & 2nd with clean copies
22/6/01

I cannot find a clean copy of the Rules of 1889. Please put up the Rules as they stood also a copy of the Excise Act
The papers may go to the 3rd Councillor I have kept the typed copy with me
24/6/1901

Submitted to the 3rd Councillor
24 & 25/6/01

Examine Rules in 23rd. Hand it over to Secretary for perusal
24/6.

Subd to the 2d Councillor with the D.O from the Personal Assistant to the Excise Comm.r

A question arose at the last Meeting of the Council whether the proposed Rules would not clash with the Rules in the Ist M.s Act.

Hence this D.O reply from Mr. Venkatrangayya in the absence of the Excise Comm.r from the Station.

The 3d Ass.t has not yet seen this D.O

28/6/07

28/6/07

Very urgent

Mr. Venkatarangayya's reply shows that no reference to the Residency is necessary. In the Circle Station, they cannot see the Rules and Orders similar to those we have been following & which we are now slightly modifying. I am for adopting the proposed

12

under advice without
waiting for the license
to issue if granted by
the Superintendent
of Police

29/6/07

The V & C [illegible] the
Dewan have
already agreed
& the Passing
of the Rules
they may
be issued
at once

29/6/07

Re-submitted to the 3rd Councillor for
perusal of the Mr. Venkatrangiengar's
D.O. letter, and the 2nd Councillor's
Remarks above.

29/6/07

Rec'd 29.6.07
(71) & (72).

I have my
doubts about
the working of
the rule restricting
the area of operations
15° N. of the
mill in view
to preserving
the Sandal
& Chandanam
with the Shoolagiris
as my own
impression is that
the area
to be
[illegible]

to the proposed Periods
of operations with
[illegible]
29/6.

Urgent

1901 ~~190~~

REVENUE DEPARTMENT
Gl. No. 7601
MAY
DEPOSIT

From The Excise Commissioner in Mysore

To (35)

The Secretary to Govt. of Mysore.

General & Revenue Depts.

SECTION SR

FILE No. 4306 1900-01

Dated 6th
Submitted
Despatched 9 } May 1901
Received

General No. S-806

No. 335

Enclosure No. 3 and one file

~~In reply to~~

SUBJECT.

Submits for early approval and publication a draft of amended Rules for regulating the sale of Foreign liquors from and after the 1st July 1901.

Submitted.

The draft rules proposed are mostly in accordance with the Madras rules. As for the additional provisions (which are not found in the said Madras Rules) the Excise Commr has given his reasons for adopting such additions.

KG
21/5/01.

Submitted with an Office Note which I got prepared

Ed
13/6/01

To the 2nd Councillor

14/6

Read 15/6

10/7 Does this require a delay of more than a month in the Offg Council? Can't the Secretariat help me to despatch some such answer?

21-VI-01

R
10.7.01

14/5/01

References (to be entered only in the Dewan's Office.)

Please put up
(1) [illegible]
(2) Govt proc. No. 308

Original

No 5806/335 Encl 3 and one file

Excise Commissioner's Office

Bangalore, dated 6th/9 May 1901

From

The Excise Commissioner
in Mysore

To

The Secretary to the
Government of Mysore,
General & Revenue departments

Sir,

I have the honor to submit herewith, for favor of early approval and publication a draft of amended Rules for regulating the sale of Foreign liquors from and after the 1st July 1901.

2. The revision of the Rules has become necessary, as the existing Rules are defective, and do not provide for all requirements, and some of the provisions are embodied in Government orders which are not published as rules under the Excise Act

3. Rule II contained in Government Notification No. 31 dated the 9th May 1889, is omitted in the draft, as section 7 of the Excise act provides on what kind of liquor Duty should be levied. The latter part of clause (b) of the said Rule II is inconsistent with the Excise Act

in which the importation of "country fermented liquor without the payment of an Excise Duty" is not prohibited.

4. The following additional provisions are made in the draft:-

(1) Retail Tavern License for the vend of draught foreign malt liquors. In the existing Rules no such license exists. Therefore at present draught Foreign beer is sold in what are called Refreshment-rooms. Thousands of gallons of beer are sold in them to those who do not partake of meals or refreshments. In fact no meals are prepared and served except in Railway Refreshment-rooms. Proper Refreshment-rooms are those in which the sale of liquor is combined with the supply of meals or feeatables prepared and served in the European manner. Those in which liquor alone is sold to be drunk on the premises, are called Retail taverns in Madras, and they are put up to auction, as, without such course, Government cannot derive its proper share of Revenue, and objectionable monopolies of such trade cannot be prevented. In the Civil and Military Station of Bangalore also such taverns are disposed of by public auction since last year. Hence my proposal to introduce "Retail Tavern License for the vend of draught foreign malt liquors.

Such

Such taverns which are irregularly called "Refreshment-rooms" exist now in the Kolar Gold Fields and Bowringpet. I expect to realize a large sum of money by the sale thereof. The required sale notice to put up such taverns to public auction will be issued as soon as the accompanying draft is approved and published by Government.

(2) Proper Refreshment-rooms are of two classes, viz (a) those maintained by, or under the supervision and control of Railway Companies, for supply of liquor to passengers and persons served with meals or eatables, and (b) those in which the sale of liquor is combined with the supply of meals or eatables prepared and served in the European manner in localities where Europeans are in need of the same. The existing Rules do not provide distinctly for such Refreshment-rooms. In the aforesaid draft necessary provisions have been made, following the Rules in Madras.

(3) In Government Notification No. 739 / Ex. 40, dated 26th July 1898, Clubs of the ordinary kind, and not being of a proprietary character, have been exempted from the provisions of the Excise Act; but no license has been prescribed for "Proprietary Clubs" and "Cooperative Socie

4

In the Madras Presidency "Cooperative Societies" do not seem to exist In the Central Provinces of British India a Cooperative Society exists at Nagpur which is required to take out a yearly license paying a fee of Rs 150 under which the sales of liquors are restricted to members and European & Eurasian servants of Government who have to purchase a ticket in order to entitle them to deal there. Copies of letters Nos. 378 dated 6th February 1897, and 1068 dated 16th April 1900, from the Commissioner of Excise, Central Provinces containing information on the subject are herewith enclosed. Cooperative Societies like Proprietary Clubs make profits and divide the same among the members. These Clubs & Societies are therefore not exempted in British India from the provisions of the Excise act. Accordingly I have made necessary provisions in the accompanying draft so that the Cooperative Societies in the Kolar Gold Fields may be required to take out necessary licenses. Proprietary Clubs do not at present exist in Mysore.

(4) "Auctioneer's license" "Special license" being also necessary as in Madras, they have been provided for in the accompanying draft. Auctioneers sell liquors at Bangalore and Mysore, and sometimes in Coffee

Coffee Estates in the Malnad. Therefore they have to take out the requisite licenses. The "Special license" is intended to cover every case, the circumstances of which are such as not to allow of the issue of licenses of any of the above descriptions

(5) In view to prevent very cheap and inferior foreign spirits from competing with Mysore spirits, the new provision that no foreign spirits below 15° Under proof will be allowed to be sold, has been inserted in the draft. Such rule now exists in the Bombay Presidency.

Vide para 14 of the memorandum on the administration of the Abkari department of the Provinces of Sind for the year 1898-99 printed in the "Report on the administration of the Abkari department in the Bombay Presidency, Sind and Aden" for the Revenue year 1898-99.

(6) The provisions contained in Government Proceedings Nos 78-86 Cir 2 dated 3rd April 1891 and 14138/416 dated 6th July 1891, are inserted in the draft in view to legalise the same.

5. Copy of Madras Rules on the above subject is herewith sent for ready reference.

I have the honor to be

Sir

Your most obedient servant

M Srinivasaya

Excise Commissioner

in Mysore

KS

6

THE RESIDENT IN MYSORE.

Notification.

—:o:—

No. 968, dated Bangalore, the 27th February 1900.

Notice is hereby given that the right of selling Foreign liquors in each of the 13 Foreign Refreshment rooms or Taverns in the Civil and Military Station of Bangalore, specified in the subjoined schedule, for the year beginning 1st April 1900 and ending with 31st March 1901 will be put up to public auction at the upset prices, noted against each shop. The sale will be conducted by the Collector or by an officer specially deputed with the sanction of the Resident for this purpose in the Mayo Hall at 12 noon on Thursday the 15th March 1900.

II. Each bidder at the auction will deposit the sum of Rs. 50 previous to bidding. The shops will, subject to the provisions of the next succeeding clause, be knocked down to the highest bidder above the upset price subject to formal confirmation by the Collector. Such formal confirmation will, unless revised by the Resident for special reasons, be tantamount to an acceptance of the bid and will be necessary whether the sale be held by the Collector himself or by any other officer deputed as mentioned in clause I. Parties intending to bid must attend either in person or by duly accredited agents.

III. It will be within the discretion of the officer conducting the sale to decline to accept any bid or deposit if, for any sufficient reason, he considers such acceptance to be undesirable.

IV. As soon as the auction is completed, the deposits made by the unsuccessful bidders will be returned to them on application. As the auction proceeds, the person whose bid is accepted for each shop shall at once deposit a sum equal to half a month's rent for that shop in addition to the deposit required under clause II. Should he fail to do this, the deposit made by him under clause II shall be forfeited, the shop will at once be put up again for sale on the above conditions, and he will be debarred from bidding again for the same or any other shop.

V. Persons to whom shops have been knocked down, and who have made deposits as provided in clause IV shall also, within seven days from the date of auction, deposit such further sum as with the former deposits, will make up an amount equal to two months' rent of each shop knocked down to them and shall execute the necessary engagements to take out licenses on the conditions hereinafter set forth.

VI. If on enquiry subsequent to sale, but before final confirmation thereof, the purchaser shall be found to be of doubtful solvency, he may be required to deposit twice the amount prescribed under clause V *supra*, or to provide two sureties to execute a security bond for the due payment of all moneys that may become due by him under the terms of the contract. All expenses attendant upon this proceeding shall be borne by the renter.

VII. On the failure of any person to make deposit under clause V, or execute engagements and take out licenses as aforesaid, or to comply, if required to do so, with the requisition under clause VI *supra*, the deposits made under clauses II and IV will be forfeited and the shop or shops re-sold or otherwise disposed of at the discretion of the Collector.

VIII. Re-sales effected under clause VII will be at the risk of the defaulting bidder, who will forfeit any gain that may ensue owing to a rise in price and, in the event of loss by re-sale, will make good the deficiency that may be occasioned through his default. In the latter case the forfeited deposits will be deducted from the loss arising from the re-sale and the remainder, if any, will

be recovered from the bidder in the samelmanner as if it were an arrear of land revenue. Should, however, the forfeited deposits be greater than the loss by re-sale, the whole of such deposits will be credited to Government. The defaulting bidder will be similarly liable if the privilege be disposed of otherwise than by re-sale and such disposal results in loss to Government.

IX. A purchaser at an auction sale or re-sale shall not be permitted to sell, transfer, or sub-rent the right he has acquired or any interest therein without the consent of the Collector, which for any adequate reason may be withheld. Nor shall he appoint any person to act as his agent in the management of the shop without the Collector's previous approval.

X. The purchaser of the shop is liable to the penalties prescribed for breaches of the conditions set forth below, though a formal license may not have been issued to him.

CONDITIONS.

1. The privilege conferred extends only to the sale of Foreign liquor to be consumed on the premises.

2. The term "Foreign Liquor" includes all wines, spirits and beer imported from foreign territories by sea or land, all coloured or flavoured spirits manufactured in the country and cocoanut toddy arrack manufactured in Malabar and excised at the tariff rates of import duty, and country brewed beer or beer imported in a condensed form and afterwards converted into potable beer and duly excised, but excludes methylated spirits and ordinary arrack and plain rectified spirits manufactured in the country and excised at the tariff rates.

3. The amount for which the privilege above described has been purchased shall be payable into the Resident's Treasury in equal monthly instalments due on or before the 20th of each month commencing from April 1900. If the deposit made by the licensee under clause V in the sale notification be in cash it will be taken in payment of the instalments due on the last two months of the period of the rent. Failing payment by the 20th of the month, the Collector shall at once proceed to recover the arrears together with interest at 6%, under the rules in force for the collection of land revenue. If the instalment has not been paid by the 5th of the following month the Collector may suspend or cancel the license and issue notice of resale and may resell the license on the day fixed with effect from the date of its issue to the new purchaser. In that case the deposit will be forfeited and if it should fall short of the arrears due and the loss, if any, caused by the suspension or resale, the original licensee will be responsible for the difference which will be recovered under the rules in force for the collection of land revenue. If the Collector does not resell the shop he may make other arrangements as may appear advisable for the remainder of the lease, in which case he shall serve a notice upon the defaulting licensee informing him of the arrangements made No remission or abatement of the rent shall, on any account whatever be claimable by the licensee.

4. The licensee may purchase liquor from any licensed vendor of foreign liquor but he shall not remove the labels from the receptacles in which the liquor is received. Every receptacle containing spirits manufactured and flavoured, coloured or compounded in India and received into or kept for sale at the licensees tavern shall be conspicuously labelled or branded with the words "spirit manufactured in India." All liquors imported in bulk and bottled in the Madras Presidency, the Civil and Military Station of Bangalore, and the Mysore State received into or kept for sale at his shop shall bear a printed label showing clearly the country of manufacture, the name of the bottler as entered in his license and the place of bottling.

5. The licensee of every tavern shall pay a registration fee of Rs. 100 to the credit of the Assigned Tract into the Resident's Treasury, as may be ordered by the Resident in one instalment payable in advance and the licensee shall also pay in the same manner a license fee of Rs. 2 per hogshead on all beer sold in excess of 7½ hogshead a month.

6. The licensee shall place the license granted to him in a conspicuous place in the tavern which shall be located in a building to be approved of by the Collector but not in the same premises with a depot or shop for the sale of arrack, or toddy. The room used for the tavern shall always be separate from the tavern keepers dwelling house. The tavern shall have only one door which shall face the street and there shall be no windows or other openings to the rear or ends of the building.

7. The licensee shall fix in a conspicuous part of the front of his tavern a sign board on which his name, the liquor he is licensed to sell and the number of his license shall be legibly inscribed in the vernacular language of the locality in which the shop is situated.

8. The licensee shall maintain an adequate supply of liquor to meet all ordinary demands.

9. The licensee shall prevent all drunkenness or disorder or gaming within his tavern. Persons suffering from leprosy or other contagious diseases shall not be employed in selling or transporting liquor. The licensee shall not harbour robbers, thieves or riotous persons but shall give information to the nearest Magistrate or Police Officer as to any such persons who may resort to his shop. No person shall be harboured in his shop during the night.

10. The licensee shall not receive any grain, jewels, goods, wearing apparel, or other article in barter or pawn for liquor, neither shall any credit be given. Payment for liquor shall be made in ready money only at the time of sale.

11. The licensee shall not allow any quantity of liquor however small to be conveyed from the premises on any account whatever.

12. The licensee shall not open his shop before sunrise nor keep it open after 9 P. M., except on special permit to be obtained from the Collector or from the Superintendent of Excise.

13. The licensee shall not sell nor give any liquor to any European non-commissioned officer, private soldier or to any European or Eurasian camp follower or to any member of the families of any of the aforesaid persons, nor to any sepoy, member of the police or excise department or servant of a railway company whilst on duty nor to any European vagrant under escort of the Police nor to any child under twelve years of age. Neither shall he sell liquor to any one person in large quantities but only for refreshment to be drunk on the premises.

14. The licensee shall not permit prostitutes or persons of notoriously bad character to meet or remain in the shop, neither shall he harbour or conceal soldiers knowing or having reason to believe such to be deserters.

15. The Collector may direct that the tavern shall be temporarily closed on the grounds of police administration or expediency. No remission or compensation shall be claimed if it is found necessary to enforce this clause.

16. The licensee shall keep a true account in ink showing the quantity and descrition of the liquor obtained for the purpose of sale, the source of supply and the quantity sold. Such accounts shall be in the form as may be prescribed by the Resident and such account shall be produced for the inspection of the Collector, or any officer appointed by him for the purpose, or any Excise officer, or any Police officer not

below the rank of Inspector. The permits, if any with which th liquor is received at the tavern shall be carefully and regularly filed therein and similarly produced for inspection. The licensee shall furnish such other returns and information as may from time to time be required by the Collector.

17. The licensee shall not keep or sell plain rectified spirits neither shall he rectify spirits by purifying, colouring, flavouring or mixing any material therewith. Neither shall he adulterate his liquor in any manner whatever. All liquor sold or kept for sale must be of good quality. All country brewed beer sold or kept for sale must be of such quality as shall be approved of by the Resident. The licensee shall not keep or sell liquor at any other place than that specified in the license. No country spirits or toddy or any other liquor than that to which the license relates shall be kept or sold in the building covered by this license.

18. In case of any breach of the conditions of the license, either by the licensee, or any person in his employment, it shall be competent for the Collector to impose upon the licensee, a fine not exceeding Rs. 10 for every such breach of such conditions, or to declare the money deposited with him forfeited and to cancel and resell the license at the risk of the licensee, and all loss caused thereby shall be made good by the licensee. When a license is cancelled the rent for the whole period shall become due at once and it shall be recovered as if it were an arrear of land revenue.

19. The imposition of a fine, or the forfeiture of deposit, or the cancellation of the license under the last preceding section shall not be held to prevent the prosecution of the licensee or any of his servants for any offence which may be committed against the Excise Laws or rules in force.

20. If it comes to the knowledge of the Collector that the licensee fails to open his shop or to carry on his business with due care and attention or that he has been convicted of an offence under the Indian Penal Code, or under the Excise Laws or Rules it shall be lawful for the Collector to cancel the license and to resell or otherwise dispose of the privilege at the risk of the licensee.

21. The licensee shall not have any pecuniary dealings of any kind whatever with any of the Excise or Revenue officials.

22. The licensee shall not sell, transfer, or sub rent the privileges conferred by this license or any interest therein without the consent of the Collector, which for adequate reason may be withheld. Nor shall he appoint any person to act as his agent in the management of the shop without the Collector's previous approval.

23. The licensee shall be bound by any additional rules as may be prescribed under the Excise Law now in force, or which may hereafter be enacted, and shall on requisition by the Collector, or by any officer duly authorised by the Collector, deliver up this license for amendment or for the issue of a fresh license accordingly.

"By Order,"

H. R. C. DOBBS,

First Assistant to the Resident.

SCHEDULE.

Detailed list of present Foreign liquor Taverns in the Civil and Military Station, Bangalore.

Name of Circle.	Police Division.	Serial number of Taverns.	Locality.		Income in taverns from 1st April to 31st December 1899.			Probable income for the year 1899—1900.			Annual upset price.			Place of sale.	Date of sale.	Officer by whom sale will be conducted.	Remarks.
			No.	Street.	Rs.	A.	P.	Rs.	A.	P.	Rs.	A.	P.				
Civil and Military Station, Bangalore.	B. Division.	1	251	Old Poor House Road ...							100	0	0	Collector's Office, Civil and Military Station, Bangalore.	March 1900.	Collector or any other officer authorized by him.	
		2	8	Thimmiah Road							100	0	0				
		3	41	New Market Road							100	0	0				
		4	75	Sultanii Gunta Road ...							100	0	0				
		5	309	Old Poor House Road ...							100	0	0				
		6	14	Dharmaraja Street							100	0	0				
		7	6	Castle Street, Shoolay ...							100	0	0				
		8	120	Thimmiah Road							100	0	0				
		9	31	New Market Road							100	0	0				
	C. Division.	10	10	New Market Road							100	0	0				
		11	36	Ulsoor Bazaar Street ...							100	0	0				
	B. Division.	12	115	Brigade Road							100	0	0				
		13	30	New Market Road							100	0	0				

Residency Press, Bangalore—27-2-1900.—300.

4

SALT, ABKÁRI AND CUSTOMS DEPARTMENT.

NOTIFICATION.

No. 4, *dated 5th March* 1901.

NOTICE OF CONDITIONS OF ISSUE OF FIXED FEE FOREIGN LIQUOR LICENSES.

The following revised notification is issued in supersession of Notification No. 1, dated 29th January 1900, published in the *Fort St. George Gazette* Supplement, dated the 30th January 1900 :—

In exercise of the power conferred on him under section 4 (*g*) of the Madras Abkári Act (I of 1886), the Commissioner of Salt, Abkári and Separate Revenue hereby prescribes, under section 24 of the Act, the following rules for regulating the issue of licenses on fixed fees for the sale of potable foreign liquors from and after the 1st April 1901, within the limits of the Madras Presidency :—

1. The term "foreign liquor" in these rules includes all wines, spirits and beer imported into the Presidency by sea or land; plain rectified spirits imported or locally made and on which the tariff rate of duty has been paid; all coloured or flavoured spirits (or spirits made in Malabar from cocoanut toddy, called "Malabar arrack") manufactured in the country and excised at the tariff rates of import duty; and country brewed beer or beer imported in a condensed form and afterwards converted into potable beer and duly excised, but excludes methylated and caoutchoucined spirits and ordinary arrack. In the case of licenses to Chemists, Druggists and other approved firms or persons, however, for the sale of pure rectified spirits only, the term "foreign liquor" means pure rectified spirits imported from foreign countries by sea or manufactured in this country and excised at the tariff rate of duty.

2. Licenses for the sale of foreign liquors shall be of the following descriptions :—

I. *Wholesale licenses for the sale of foreign liquor not to be drunk on the premises to licensed dealers only.*—These will be issued on an annual fee of Rs. 25 at the discretion of Collectors.* Under these licenses the sale of liquor in quantities less than two imperial gallons or a dozen reputed quart bottles or two dozen reputed pint bottles in one transaction is prohibited. The holders of this license will have the privilege of issuing to licensed dealers only samples of liquor in quantities not exceeding one pint.

II. *Retail licenses for the sale of foreign liquor not to be drunk on the premises to any person.*—These will be of two kinds—one for the sale of all kinds of foreign liquor, and the other for the sale of beer.

(*a*) The former will be issued at the discretion of the Board and Collectors on payment of an annual fee of Rs. 100 in the town of Madras and in Ootacamund, Coonoor and Wellington and Rs. 50 in the rest of the Presidency. Under these licenses the sale of liquor in a quantity less than one reputed pint will be prohibited. In Madras the right of selling Colombo or Malabar arrack for removal from the premises in bottles in quantities exceeding one reputed quart will be restricted to tavern-keepers who have taken out a special license for the purpose which will be issued on payment of an annual fee of Rs. 100, while the ordinary retail license holder will be allowed to sell any kind of foreign liquor except Colombo or Malabar arrack.

(*b*) Retail licenses for the sale of beer only will be issued to successful bidders for beer taverns on payment of an annual fee of Rs. 50.

III. *Hotel licenses for the supply of residents in hotels and boarding houses.*—These will be of two classes at annual fees of Rs 100 or Rs. 75 in Madras, of Rs. 100 or Rs. 50 on the Nilgiris, and of Rs. 50 or Rs. 25 in the rest of the Presidency, as may in each case be determined by the Collector. No liquor may be sold under these licenses otherwise than to residents in hotels and boarding houses for their own use and that of their guests, or to casual visitors requiring liquor with the meal or meals supplied to them.

In the Madras Town Circle for the word "Collector," wherever it occurs in these rules, *read* "Deputy Commissioner, Salt, Abkári and Customs Department, Central Division."

In Madras a holder of a hotel license desirous of setting up and maintaining in his hotel a "bar or "bars" may on payment of a monthly fee of Rs. 25 for each bar be granted a separate license to be called a bar license. This will cover the sale of foreign liquor, except Colombo or Malabar arrack, under the same conditions and to the same extent as the tavern license.

In Madras, bar licenses will also be issued to the proprietors of buffets at the Central and Egmore Railway Stations on payment of a fee of Rs. 15 and Rs. 7-8-0 per mensem, respectively. This will entitle them to sell to all comers.

IV. *Refreshment-room licenses* will be of two classes—

(*a*) *For refreshment-rooms maintained by, or under the supervision and control of, railway companies and proprietors or managers of lines of dâk carriages for the supply on the premises of passengers by such railways or dâk lines.*—The annual fee payable for each license will be Rs. 50. Under these licenses liquor may be sold to passengers and persons served with eatables in the rooms for consumption on the premises to any extent, provided that no more than two reputed quarts or four reputed pints of each kind of liquor sold at the refreshment-room may be sold at one time to any such passenger for removal from the premises.

(*b*) *For refreshment-rooms in which the sale of liquor is ordinarily combined with the supply of meals or of eatables prepared and served in the European manner.*—The annual fee will be Rs. 500 in Madras and Rs. 75 in the rest of the Presidency. It will at all times be optional with the Collector to withdraw licenses of this description if it should appear that the sale of liquor to persons who have not partaken of meals in the refreshment-room is permitted to such an extent or so habitually that the refreshment-room may fairly be classed as a tavern. Sale of liquor up to a reputed quart for removal from the premises will be allowed under these licenses. The premises to be used for the sale of liquor under these licenses must be at least of the monthly rentable value of Rs. 50 in Madras and in Ootacamund and Coonoor Municipalities and of Rs. 25 in the rest of the Presidency.

V. *Occasional licenses*, such as licenses for the sale at refreshment stalls in connection with race meetings and public entertainments. These will be granted by Collectors at their discretion for periods not exceeding ten days at one time and at such fees not exceeding Rs. 100 on each occasion as they may determine. No removal of liquor from the premises will be allowed under these licenses.

VI. *Special licenses* will also be granted under the orders of the Board of Revenue when the circumstances are such as not to allow of the issue of licenses of any of the above descriptions on such terms and conditions and for such periods as it may on each occasion determine.

VII. *Auctioneers' licenses.*—Annual fee, Rs. 5. The following are important provisions of this license:—

(*a*) Liberty to give sample bottles in respect of all consignments, whether trade consignments or the property of private persons, in order that intending purchasers may have the opportunity of testing high class wines and spirits at their own houses before the auction sale.

(*b*) Authority to sell wines, spirits and beer in less quantities than whole dozens of each description in the case of sales by auction of the property of private parties or estates, or of trade consignments which are ullaged or otherwise unmerchantable.

(*c*) Authority to sell by auction at places other than that specified in the license, viz., at any private residence at which the licensee may hold an auction.

VIII. *Licenses for the sale of pure rectified spirits.*—These will be issued to Chemist and Druggist firms and other firms or persons specially approved by Collectors on payment of an annual fee of Rs. 10. Under these licenses the possession of pure rectified spirits in excess of ten imperial gallons (or such larger quantity as the Board may specially authorise) is prohibited. Pure rectified spirits must not be sold under these licenses for other than *bonâ fide* medical, industrial and scientific purposes, and the maximum limit of sale at one time to the same person is restricted to one reputed pint in the case of sale to a private individual, two reputed quarts in the case of sale to a Chemist, medical practitioner or scientific body and three imperial gallons to any Government, Local Fund or Municipal hospital.

3. Any two or more of the above kinds of licenses may be granted to the same person for the sale of liquor in the same premises.

4. No premises shall be used for the sale of liquor unless and until approved by the Collector.

5. All orders passed by Collectors under these rules will be subject to appeal to the Board of Revenue, whose decision will be final.

6. All licenses (other than occasional and special licenses) will have effect for the official year, *i.e.*, from the 1st April in each year until the 31st March of the following year.

7. The fixed fees exceeding Rs. 50 on licenses other than special and occasional licenses will be payable in two instalments, one-half being payable when the license is issued and the other half at the beginning of the second half year, viz., 1st October.

8. For the convenience of the trade, Collectors will so far as possible receive and dispose of applications for licenses under class IV (*b*) to have effect during the following official year before the taverns sales for that year. Licenses for the sale of liquor in mofussil refreshment-rooms should be very sparingly given.

9. All further information may be obtained and forms of licenses may be procured at a charge of two annas each at the offices of Collectors.

10. The Board of Revenue in the Department of Separate Revenue will issue such subsidiary instructions as may be necessary to the carrying out of these rules.

R. A. GRAHAM,
Ag. Secretary.

Board of Revenue (Separate Revenue),
Madras, 5th March 1901.

MADRAS: PRINTED AND PUBLISHED BY THE SUPERINTENDENT, GOVERNMENT PRESS.

No. 378. 13

From

L. R. Leeland Esq. I.C.S.
Commissioner of Excise,
Central Provinces.

To

The Excise Commissioner
in Mysore.

Dated Nagpur 6th February 1897.

Sir,

I have the honor to acknowledge your No. 3887/657, dated the 20th ultimo, and in reply to say that there is only one Cooperative Society in Nagpur which has been granted a "shop license". Please see form of license, Form A, (Copy enclosed) printed on page 7 of the Central Provinces Excise manual.

2. There is only one club in Nagpur Viz: the "Central Provinces club". This club

is not required to take out a liquor license so long as it confines itself to buying wines and spirits for members and to recovering the cost from them only.

I have the honour to be,
Sir,

your most obedt Servt

(Signed) W. J. Nuttall. Supdt
for Commissioner of Excise
C. P.

No. 1068.

From

R. V. Russell Esq. I. C. S.
Commissioner of Excise,
Central Provinces.

To

The Excise Commissioner
in Mysore.
Bangalore.

Dated 16th april 1900.

Sir,

I have the honor to acknowledge

your

Urgent

190

REVENUE DEPARTMENT
G.A.No 8703
JUN 22 1901
DEWAN'S OFFICE

FROM

The Excise Commissioner in Mysore.

36

XXX

Secy

SECTION SR To

FILE No. 4318 00 The Secretary to Govt. of Mysore,

2 Dated 19 General and Revenue Depts.

Despatched 22 } June 1901.

Received

General No. 7301

No. 430

Enclosure No.

Put in next urgent -

The Ruler comes up, I believe before Tomorrow meeting of Council - Please remind me of this at that meeting

24/6/01

25/6

27/6/01

Subject

Solicits that in anticipation of the publication of the revised Foreign liquor Rules, permission may be granted to sell by public auction before the end of current month one tavern at Gowrmakalahalli near Kolar Gold Fields and one tavern at Bowringpet for the vend of draught Foreign liquors.

R

22.6.01

to the Dy Secy -

Submitted, the rules are before council

Read 22/6.

22/6/01

22/6/01.

No 7301/430

Excise Commissioners Office
Bangalore, Dated 19th June 1901.
22

From
The Excise Commissioner
in Mysore.

To
The Secretary to Government of Mysore,
General and Revenue Departments.

Sir,

I have the honor to solicit that in anticipation of the publication of the revised Foreign liquor Rules, permission may be granted to sell by public auction before the end of the current month, one tavern at Gorimakalahalli near Kolar Gold fields, and one tavern at Bowringpet, for the Vend of draught foreign malt liquors, so that they may come to force from 1st July 1901. These taverns will be in lieu of one of the existing two "Refreshment rooms" at Bowringpet, and will in Gorimakalahalli provide for sale of draught beer which will be discontinued to be sold in the Refreshment rooms there under the new proposed Rules.

I have the honor to be
Sir,
Your most obedient servant,

M Srinivasa

Excise Commissioner
in Mysore.

Draft as per cl 6a

Read —

B7

SECTION SR

FILE No. 43606 00.

S[illegible] No. 3

Letter no 5806/338 dated 6th May 1901 from the Excise Commr in mysore submitting for approval and publication a draft of the notification amended Rules for regulating the sale of Foreign liquors from and after the 1st July 1901.

(in extenso).

No: 10430-9/R.7.119-93 dt 30th June 1901.

Order thereon —

The draft of amended Rules submitted with the above is approved and forwarded to the Compiler, mysore gazette, for publication in the ~~mysore Gazette~~

at once

~~Selaar dooaaaa and in the three~~

~~days subsequent ordinary~~

~~issues of the gazette.~~

2. The rules will have effect from the 1st July 1901.

~~The requisite license~~

~~forms will be~~

30/6/01

For Secretary

To
Ky
30/6/01 The Excise Commr
" Comptroller, Depne Govt.
" Deputy Commrs of Districts

(Here enter notification

No 10440 dated 30th June 1901
R 7.11 9 & 93
with license forms.
sent to day to the address
of the Compiler).

No 10440 dated 30.6.1901
R.T. 1194/93

(B9)

Draft Notification

In exercise of the powers conferred by section 55 of the Excise Act XXII of 1881, as amended by Act VI of 1885, and extended to Mysore by Regulation III of 1885 the Government of Mysore hereby frame the following amended Rules for regulating the sale of Foreign liquors from & after the 1st July 1901, in lieu of all existing Rules relating to the subjects herein dealt with:-

I Under section 3 and for the purposes of the aforesaid act, the Government of Mysore declare that:-

(a) "Foreign spirits" and "Foreign fermented liquors" are such "spirits" or "fermented liquors" as are manufactured in any place in Europe, America or Australia and imported into the Territories of Mysore after due payment of duty to the British Indian Government at the port of importation in India.

(b) All other spirits and fermented liquors including those manufactured in Java, Ceylon and any place whatsoever in India, shall be treated as "Country Spirits," or "Country fermented liquors," as the case may be.

II

II Licenses for the vend of foreign spirits, or foreign fermented liquors, or both, shall be of the following descriptions:-

1. Wholesale licenses for the vend of "Foreign Spirits", or "Foreign fermented liquors" or both, not to be drunk on the premises, to licensed dealers only. Under these licenses the sale of liquor shall be in quantities of more than two imperial gallons or twelve reputed quart bottles in one transaction. The holders of this license will have the privilege of issuing to licensed dealers only samples of liquor in quantities not exceeding one pint.

2. Retail Shop licenses for the vend of "Foreign Spirits", or "Foreign fermented Liquors", or both, not to be drunk on the premises, to any person. Under this license the sale of liquor in a quantity less than one reputed pint at a time is prohibited.

3. Retail tavern licenses for the vend of draught foreign malt liquors only, to be drunk on the premises. These shall be granted only in special localities selected by the Deputy Commissioner with the previous sanction of the Excise Commissioner; and they shall be granted only

only to approved highest bidders at public auction

4 Hotel & Boarding House licenses for the supply of residents in hotels and boarding houses. No liquor shall be sold under these licenses otherwise than to residents in hotels & boarding houses for their own use and that of their guests or to casual visitors requiring liquor with the meal or meals supplied to them.

5. Refreshment room licenses. These will be of two classes.

(a) For refreshment rooms maintained by or under the supervision & control of railway companies for supply on the premises of passengers by such railways. Under these licenses liquor may be sold to passengers and persons served with eatables in the rooms for consumption on the premises to any extent provided that no more than two reputed quarts or four reputed pints of each kind of liquor shall be sold at the Refreshment Room at one time to any such passenger for removal from the premises.

(b) For refreshment rooms in which the sale of liquor is

is combined with the supply of meals or eatables prepared & served in the European manner.

It will at all times be optional with the District Deputy Commissioner to withdraw these licenses if it should appear that the sale of liquor to persons who have not partaken of meals in the refreshment room, is permitted to such an extent or so habitually that the refreshment room may fairly be classed as a tavern. No sale of liquor for removal from the premises will be allowed under these licenses. The premises to be used for the sale of liquor under these licenses shall be at least of the monthly rentable value of Rs 30/- in the cities of Bangalore & Mysore and in the Kolar Gold Fields, and Rs 15/- elsewhere in the Mysore State.

6 Occasional licenses for the sale of foreign spirits and foreign fermented liquors at refreshment stalls in connection with race-meetings, public entertainments and such other public gatherings. Under these licenses no removal of liquor from the premises shall be permitted.

7. Licenses to Chemists & Druggists These shall be granted for the possession & sale of such foreign spirits & foreign fermented liquors - , may, upon enquiry by the Deputy Commissioner be ascertained to be required for bona fide medicinal or scientific purposes.

(1) Provided that the quantity possessed under the license at any one time by any chemist or druggist shall not exceed one Imperial gallon in the case of imported liquors; and five imperial gallons in the case of double-distilled or rectified spirits manufactured in Mysore.

(2) Provided also that the aforesaid spirits or liquors shall not be used or sold for any other purpose than that mentioned in the license

(3) Provided further that the maximum limit of sale at any one time shall not exceed one reputed pint in the case of a private individual or two reputed quarts in the case of a chemist medical practitioner or scientific institution or body.

Licenses to Proprietory clubs and Cooperative Societies. These licenses shall be applied for & obtained from the Dist

wines of the ordinary kind are exempted from taking out licenses (order no 235 dated 5-7-39)

District Deputy Commissioner by the agent, Secretary, or Manager or other person entrusted with the management of the business connected with the aforesaid clubs or Cooperative societies. Clubs of the ordinary kind are exempted from some of the provisions of the Excise Act as require them to take out licenses for the sale of foreign Spirits & foreign fermented liquors, so long as the clubs confine themselves to selling the same to their members only.

(1) A "Proprietary club" is a club which belongs to a single individual or firm limited, the profits made by the club being enjoyed by such individual or firm who makes a living by it.

(2) An "Ordinary Club" is one which is established for no one's living or benefit, but merely for the mutual convenience of the members making no profits, but making receipts & expenditure equal.

(3) "Cooperative Society" is a society formed among working classes or labourers, for supplying themselves and others with articles of consumption each

each of them contributing a small sum. The requisite goods are purchased with the money of the society and sold at the ordinary market rate the profits being periodically divided among the members or going to increase the capital of the society

✓ 9 Auctioneers licenses. The following are the important provisions of the license:-

(a) Liberty to give sample bottles in respect of all consignments whether trade consignments or the property of private persons, in order that intending purchasers may have the opportunity of testing high class wines & Spirits at their own houses before the auction sale.

(b) Authority to sell wines, Spirits, and beer in less quantities than whole dozens of each description in the case of sales by auction of the property of private parties or estates, or of trade consignments which are unlaiged, or otherwise unmerchantable

(c) Authority to sell by auction at

(b)

at places other than that specified in the license, viz at any private residence at which the licensee may hold an auction.

10. Special licenses. These will be granted by the District Deputy Commissioner with the previous sanction of the Excise Commissioner when the circumstances are such as not to allow of the issue of licenses of any of the above descriptions, on such terms & conditions and for such periods as he may on each occasion determine

III Any two or more of the above kinds of licenses referred to in paras 1, 2, 4, 5 (b) and 10 supra may be granted to the same person for the sale of liquor in the same premises the accounts of transactions under each license being quite distinct and separate.

IV No premises shall be used for the sale of liquor unless and until approved by the District Deputy Commissioner.

V All licenses other than "Occasional licenses" & Special licenses", will have effect for the official year, i, e, from the 1st July in each year until the 30th June in the following year.

VI (1) For every wholesale license, retail shop-license, hotel and boarding

boarding house license, railway refreshment room license, ordinary refreshment room license and license to Proprietory clubs & Cooperative Societies, granted under Rule II there shall be payable a license fee according to the following scale per year or fraction of a year ending with 30 June:-

		Rs
(a)	for a license covering sales upto 500 gallons a year	60
(b)	— do — do — over 500 gallons and upto 750 gallons a year	90
(c)	— do — do — 750 gallons & upto 1000 gallons a year	120
(d)	for every additional 250 gallons or fraction thereof over 1000 gallons a year	30

Cent of the above amounts, Rs 60/- as per clause (a) shall be paid in advance before the issue of license and the balance of any due under the remaining clauses (b), (c) & (d), shall be paid immediately after the close of each quarter of the official year for which the license is granted.

Note:- In addition to the aforesaid license fees, every license holder of retail, hotel or refreshment room licen
with

28

within the cities of Bangalore & Mysore, is bound to register his place of business under section 58 of the Municipal Regulations and pay the Municipality for the certificate of such registration an annual fee under class II, III or IV of Schedule C II of the said Regulations.

(2) The fixed fees for the remaining licenses are the following:-

(a) For Occasional license, a fee not exceeding Rs 20/- for periods not exceeding ten days at one time.

(b) For License to Chemists & Druggists, an annual fee of Rs 5/-

(c) Auctioneer's License, an annual fee of Rs 5/-

(d) Special License, an annual fee of Rs 10/-

(e) The fee for the license for the vend of draught foreign malt liquors, shall be determined

by

by the result of the auction sale of the [illegible]

VII Every applicant for a license to sell foreign spirits and foreign fermented liquors, shall give to the District Deputy Commissioner a list in writing of the particular brands he wishes to sell. The Deputy Commissioner must then satisfy himself that every brand named in the list, is of genuine foreign spirit and foreign fermented liquor and is entered in the authoritative list issued by the Excise Commissioner. If he finds in the list any doubtful or spurious brand, he shall exclude the same from the list to be appended to the license. The list appended to the license, will be liable to be added to, or otherwise altered, upon the application of the license holder.

VIII Applicants for licenses must be discouraged from asking for a long list containing brands which they have no intention of importing or selling.

IX The Deputy Commissioner shall exercise the greatest care possible in admitting into the list any brands not imported intact from Europe, America, or Australia.

X

X Brands bottled in India shall not be admitted into the list without the sanction of Government. The Government before giving such sanction, will require the strictest guarantee that no country liquor in any shape enters into the composition of such brands. The recommendation of the Excise Commissioner for the sanction of Government to admit into the list any genuine foreign brands bottled in India, shall be accompanied by the guarantees given by the bottlers that no country liquors or drugs or other deleterious substances have entered into the composition of the brands specified in the guarantees.

XI No foreign spirits below 15° under proof will be allowed to be sold under any of the licenses granted under Rule II. The District Deputy Commissioner may, however, allow the licensees to dispose of any spirits below 15° under proof, which may remain in stock after these Rules come to force; but shall admit no such spirits into the licenses issued from and after the 1st July 1901.

XII Licenses granted under Rule II, except

except the Retail taverns licensee to sell draught malt liquors, shall include power to sell double-distilled or rectified spirits at strength down to 15° under proof, and other Special liquors manufactured in the Mysore Government Central Distillery. The license granted to retail taverns for the vend of draught malt liquors, shall have power to vend, at the prescribed retail price any Country beer which has paid duty to British Indian Government at the Tariff rate, and also the prescribed duty to the Mysore Government, and which may be certified by the Excise Commissioner as sound & fit for consumption after necessary test and analysis by the Government Chemical Examiner.

XIII The fixed fees for licenses shall be payable in advance with applications for licenses.

XIV All orders passed by the Deputy Commissioners under these Rules will be subject to appeal to the Excise Commissioner and finally to Government.

XV The Excise Commissioner may issue subsidiary rules of practice not inconsistent with the Excise Act and

and these Rules.

XVI Licenses granted under Rule II shall be in the appended forms.

H. Pierce Lacy Jr
Excise Commissioner
in Mysore.
"B. O."

30/6/01
For Secretary

To

The Compiler, Mysore Gazette

for publication in English & Kannarese ~~in a gazette extraordinary~~ at once and next in three successive ~~subsequent ordinary~~ issues of the gazette with a request that 100 English copies of the notification may be sent to this office.

READ—

The following letter No. 5806—335, dated the 6th May 1901, from the Excise Commissioner in Mysore, to the Secretary to the Government of Mysore, General and Revenue Departments.

I have the honor to submit herewith for favor of early approval and publication, a draft of amended Rules for regulating the sale of Foreign liquors from and after the 1st July 1901.

2. The revision of the Rules has become necessary as the existing Rules are defective and do not provide for all requirements and some of the provisions are embodied in Government *Orders* which are not published as *Rules* under the Excise Act.

3. Rule II, contained in Government Notification No. 31, dated the 9th May 1839, is omitted in the draft, as Section 7 of the Excise Act provides on what kind of liquor duty should be levied. The latter part of clause (*b*) of the said Rule II is inconsistent with the Excise Act, in which the importation of "country fermented liquor without the payment of an Excise duty" is not prohibited.

4. The following additional provisions are made in the draft :—

(1) *Retail Tavern License for the Vend of Draught Foreign Malt Liquors.*—In the existing Rules no such license exists. Therefore at present draught Foreign beer is sold in what are called refreshment-rooms. Thousands of gallons of beer are sold in them to those who do not partake of meals or refreshments. In fact, no meals are prepared and served except in Railway refreshment-rooms. Proper refreshment-rooms are those in which the sale of liquor is combined with the supply of meals or of eatables prepared and served in the European manner. Those in which liquor alone is sold to be drunk on the premises, are called Retail Taverns in Madras, and they are put up to auction, as, without such course, Government cannot derive its proper share of revenue, and objectionable monopolies of such trade cannot be prevented. In the Civil and Military Station of Bangalore also such taverns are disposed of by public auction since last year. Hence my proposal to introduce "Retail Tavern License for the vend of draught foreign malt liquors." Such taverns which are irregularly called "Refreshment-rooms," exist now in the Kolar Gold Fields and Bowringpet. I expect to realize a large sum of money by the sale thereof. The required sale notice to put up such taverns to public auction will be issued as soon as the accompanying draft is approved and published by Government.

(2) Proper refreshment-rooms are of two classes, *viz.*, (*a*) those maintained by or under the supervision and control of Railway Companies, for supply of liquor to passengers and persons served with meals or eatables, and (*b*) those in which the sale of liquor is combined with the supply of meals or eatables prepared and served in the European manner, in localities where Europeans are in need of the same. The existing Rules do not provide distinctly for such refreshment-rooms. In the aforesaid draft necessary provisions have been made, following the Rules in Madras.

(3) In Government Notification No. 739—Ex. 40, dated 26th July 1898, clubs of the ordinary kind, and not being of a proprietary character, have been exempted from the provisions of the Excise Act; but no license has been prescribed for "Proprietary clubs" and "Co-operative Societies." In the Madras Presidency "Co-operative Societies" do not seem to exist. In the Central Provinces of British India, a Co-operative Society exists at Nagpur, which is required to take out a yearly license, paying a fee of Rs. 150, under which the sales of liquors are restricted to members and European and Eurasian servants of Government who have to purchase a ticket in order to entitle them to deal there. Copies of letters Nos. 378, dated 6th February 1897, and 1068, dated 16th April 1900, from the Commissioner of Excise, Central Provinces, containing information on the subject, are herewith enclosed. Co-operative Societies like Proprietary clubs make profits and divide the same among the members. These clubs and societies are therefore not exempted in British India from the provisions of the Excise Act. Accordingly, I have made necessary provisions in the accompanying draft, so that the Co-operative Societies in the Kolar Gold Fields may be required to take out necessary licenses. Proprietary clubs do not at present exist in Mysore.

(4) "Auctioneer's license" and "Special license" being also necessary as in Madras, they have been provided for in the accompanying draft. Auctioneers sell liquors at Bangalore and Mysore and sometimes in coffee estates in the Malnad. Therefore they have to take out the requisite licenses. The "Special license" is intended to cover every case, the circumstances of which are such as not to allow of the issue of licenses of any of the above descriptions.

(5) In view to prevent very cheap and inferior Foreign spirits from competing with Mysore spirits, the new provision that no Foreign spirits below 15° under proof will be allowed to be sold, has been inserted in the draft. Such Rule now exists in the Bombay Presidency (*vide* para 4 of the Memorandum on the Administration of the Abkari Department of the Province of Sind for the year 1898-99, printed in the "Report on the Administration of the Abkari Department in the Bombay Presidency, Sind and Aden, for the Revenue year 1898-99").

(6) The provisions contained in Government Proceedings No. 78-86—Cir. 2, dated 3rd April 1891, and No. 4138—416, dated 6th July 1891, are inserted in the draft in view to legalise the same.

5. Copy of Madras Rules on the above subject is herewith sent for ready reference.

No. 10430-9—R. F. 119-93, DATED BANGALORE, 30TH JUNE 1901.

ORDER THEREON—The draft of amended Rules submitted with the above is approved and forwarded to the Compiler, *Mysore Gazette*, for publication at once.

2. The Rules will have effect from the 1st July 1901.

H. V. NANJUNDAYYA,
Secy. to Govt., Gen. & Rev. Depts.

To—The Excise Commissioner in Mysore.
The Comptroller to the Government of Mysore.
The Deputy Commissioners of Districts.

NOTIFICATION.

No. 10440—*R. F.* 119 *of* 93, *dated* 30*th June* 1901.

In exercise of the powers conferred by Section 55 of the Excise Act, XXII of 1881, as amended by Act VI of 1885, and extended to Mysore by Regulation III of 1885, the Government of Mysore hereby frame the following amended Rules for regulating the sale of Foreign liquors from and after the 1st July 1901, in lieu of all existing Rules relating to the subjects herein dealt with—

I. Under Section 3 and for the purposes of the aforesaid Act, the Government of Mysore declare that—

(*a*) "Foreign spirits" and "Foreign fermented liquors" are such "spirits" or "Fermented liquors" as are manufactured in any place in Europe, America or Australia and imported into the Territories of Mysore after due payment of duty to the British Indian Government at the port of importation in India.

(*b*) All other spirits and fermented liquors, including those manufactured in Java, Ceylon and any place whatsoever in India, shall be treated as "Country spirits," or "Country fermented liquors," as the case may be.

II. Licenses for the vend of foreign spirits, or foreign fermented liquors, or both, shall be of the following descriptions :—

1. *Wholesale licenses for the vend of "Foreign Spirits" or "Foreign fermented liquors," or both, not to be drunk on the premises, to licensed dealers only.*—Under these licenses the sale of liquor shall be in quantities of more than two imperial gallons or twelve reputed quart bottles in one transaction. The holders of this license will have the privilege of issuing to licensed dealers only samples of liquor in quantities not exceeding one pint.
2. *Retail shop licenses for the vend of "Foreign spirits" or "Foreign fermented liquors" or both, not to be drunk on the premises, to any person.*—Under this license the sale of liquor in a quantity less than one reputed pint at a time is prohibited.
3. *Retail tavern licenses for the vend of draught foreign malt liquors, only to be drunk on the premises.*—These shall be granted only in special localities selected by the Deputy Commissioner with the previous sanction of the Excise Commissioner; and they shall be granted only to approved highest bidders at public auction.
4. *Hotel and Boarding House licenses for the supply of residents in hotels and boarding houses.*—No liquor shall be sold under these licenses otherwise than to residents in hotels and boarding houses for their own use and that of their guests, or to casual visitors requring liquor with the meal or meals supplied to them.
5. *Refreshment Room licenses.*—These will be of two classes :—
   (*a*) *For Refreshment Rooms maintained by or under the supervision and control of Railway Companies for supply on the premises of passengers by such Railways.*—Under these licenses liquor may be sold to passengers and persons served with eatables in the Rooms, for consumption on the premises to any extent, provided

that no more than two reputed quarts or four reputed pints of each kind of liquor shall be sold at the Refreshment Room at one time to any such passenger for removal from the premises.

(*b*) *For Refreshment Rooms in which the sale of liquor is combined with the supply of meals or eatables prepared and served in the European manner.*—It will at all times be optional with the District Deputy Commissioner to withdraw these licenses if it should appear that the sale of liquor to persons who have not partaken of meals in the Refreshment Room, is permitted to such an extent or so habitually that the Refreshment Room may fairly be classed as a tavern. No sale of liquor for removal from the premises will be allowed under these licenses. The premises to be used for the sale of liquor under these licenses shall be at least of the monthly rentable value of Rs. 30 in the cities of Bangalore and Mysore and in the Kolar Gold Fields, and Rs. 15 elsewhere in the Mysore State.

6. *Occasional licenses for the sale of foreign spirits and foreign fermented liquors at refreshment stalls in connection with the race meetings, public entertainments and such other public gatherings.*—Under these licenses no removal of liquor from the premises shall be permitted.

7. *Licenses to Chemists and Druggists.*—These shall be granted for the possession and sale of such foreign spirits and foreign fermented liquors, as may upon enquiry by the Deputy Commissioner, be ascertained to be required for *bonâ fide* medicinal or scientific purposes.

(1) Provided that the quantity possessed under the license at any one time by any chemist or druggist shall not exceed one imperial gallon in the case of imported liquors, and five imperial gallons in the case of double distilled or rectified spirits manufactured in Mysore.

(2) Provided also that the aforesaid spirits or liquors shall not be used or sold for any other purpose than that mentioned in the license.

(3) Provided further that the maximum limit of sale at any one time shall not exceed one reputed pint in the case of a private individual, or two reputed quarts in the case of a chemist, medical practitioner or scientific institution or body.

8. *Licenses to Proprietary Clubs and Co-operative Societies.*—These licenses shall be applied for and obtained from the District Deputy Commissioner by the Agent, Secretary or Manager or other person entrusted with the management of the business connected with the aforesaid clubs or Co-operative Societies. Clubs of the ordinary kind are exempted from such of the provisions of the Excise Act as require them to take out licenses for the sale of foreign spirits, and foreign fermented liquors, so long as the clubs confine themselves to selling the same to their members only.

(1) A "proprietary club" is a club which belongs to a single individual or firm limited, the profits made by the club being enjoyed by such individual or firm who makes a living by it.

(2) An "Ordinary Club" is one which is established for no one's living or benefit but merely for the mutual convenience of the members making no profits, but making receipts and expenditure equal.

(3) "Co-operative Society" is a society formed among working classes or laborers, for supplying themselves and others with articles of consumption, each of them contributing a small sum. The requisite goods are purchased with the money of the society, and sold at the ordinary market rate, the profits being periodically divided among the members or going to increase the capital of the society.

9. *Auctioneer's licenses.*—The following are the important provisions of this license :—

(*a*) Liberty to give sample bottles in respect of all consignments whether trade consignments or the property of private persons, in order that intending purchasers may have the opportunity of testing high class wines and spirits at their own houses before the auction sale.

(*b*) Authority to sell wines, spirits and beer in less quantities than whole dozens of each description in the case of sales by auction of the property of private parties or estates, or of trade consignments which are ullaged or otherwise unmerchantable.

(*c*) Authority to sell by auction at places other than that specified in the license, *viz.*, at any private residence at which the licensee may hold an auction.

10. *Special licenses.*—These will be granted by the District Deputy Commissioner with the previous sanction of the Excise Commissioner, when the circumstances are such as not to allow of the issue of licenses of any of the above descriptions, on such terms and conditions and for such periods as he may on each occasion determine.

III. Any two or more of the above kinds of licenses referred to in paras 1, 2, 4, 5 (*b*) and 10 *supra*, may be granted to the same person for the sale of liquor in the same premises, the accounts of transactions under each license being quite distinct and separate.

IV. No premises shall be used for the sale of liquor unless and until approved by the District Deputy Commissioner.

V. All licenses other than "occasional licenses" and "Special Licenses" will have effect for the official year, *i.e.*, from the 1st July in each year until the 30th June in the following year.

VI. (1) For every wholesale license, retail shop license, hotel and boarding house license, Railway Refreshment Room license, ordinary Refreshment Room license and license to Proprietary clubs and Co-operative Societies, granted under Rule II, there shall be payable a license fee according to the following scale per year or fraction of a year ending with 30th June :—

		Rs.
(*a*)	for a license covering sales up to 500 gallons a year	60
(*b*)	do do over 500 gallons and up to 750 gallons a year	90
(*c*)	do do 750 gallons and up to 1,000 gallons a year	120
(*d*)	for every additional 250 gallons or fraction thereof over 1,000 gallons a year.	30

Out of the above amounts, Rs. 60 as per clause (*a*) shall be paid in advance before the issue of license and the balance, if any, due under the remaining clauses (*b*), (*c*) and (*d*), shall be paid immediately after the close of each quarter of the official year for which the license is granted.

Note :—In addition to the aforesaid license fees, every license holder of retail, hotel or Refreshment Room license within the Cities of Bangalore and Mysore is bound to register his place of business under Section 58 of the Municipal Regulations and pay the Municipality for the certificate of such Registration an annual fee under clause II, III or IV of Schedule C II of the said Regulations.

(2) The fixed fees for the remaining licenses are the following :—

(*a*) For occasional license, a fee not exceeding Rs. 20 for periods not exceeding 10 days at one time.

(*b*) For license to Chemists and Druggists, an annual fee of Rs. 5.

(*c*) Auctioneer's license, an annual fee of Rs. 5.

(*d*) Special license, an annual fee of Rs. 10.

(*e*) The fee for the license for the vend of draught foreign malt liquors, shall be determined by the result of the auction sale of the tavern.

VII. Every applicant for a license to sell foreign spirits and foreign fermented liquors, shall give to the District Deputy Commissioner a list in writing of the particular brands he wishes to sell. The Deputy Commissioner must then satisfy himself that every brand named in the list is of genuine foreign spirit and foreign fermented liquor and is entered in the authoritative list issued by the Excise Commissioner. If he finds in the list any doubtful or spurious brand, he shall exclude the same from the list to be appended to the license. The list appended to the license will be liable to be added to, or otherwise altered, upon the application of the license holder.

VIII. Applicants for licenses must be discouraged from asking for a long list containing brands which they have no intention of importing or selling.

IX. The Deputy Commissioner shall exercise the greatest care possible in admitting into the list any brands not *imported intact* from Europe, America or Australia.

X. Brands bottled in India shall not be admitted into the list without the sanction of Government. The Government, before giving such sanction, will require the strictest guarantee that no country liquor in any shape enters into the composition of such brands. The recommendation of the Excise Commissioner for the sanction of Government to admit into the list any genuine foreign brands bottled in India, shall be accompanied by the guarantees given by the bottlers that no country liquors or drugs or other deleterious substances have entered into the composition of the brands specified in the guarantees.

XI. No foreign spirits below 15° under-proof will be allowed to be sold under any of the licenses granted under Rule II. The District Deputy Commissioner may, however, allow the licensees to dispose of any spirits below 15° under-proof, which may remain in stock after these Rules come to force, but shall admit no such spirits into licenses issued from and after the 1st July 1901.

XII. Licenses granted under Rule II, except the retail tavern license to sell *draught* malt liquors, shall include power to sell double distilled or rectified spirits at strength down to 15° under-proof and other special liquors manufactured in the Mysore Government Central Distillery. The license granted to retail taverns for the vend of *draught* malt liquors, shall have power to vend at the prescribed retail price any country beer which has paid duty to the British Indian Government at the Tariff rate, and also the prescribed duty to the Mysore Government, and which may be certified by the Excise Commissioner as sound and fit for consumption after necessary test and analysis by the Government Chemical Examiner.

XIII. The fixed fees for the licenses shall be payable in advance with applications for licenses.

XIV. All orders passed by the Deputy Commissioners under these Rules will be subject to appeal to the Excise Commissioner and finally to Government.

XV. The Excise Commissioner may issue subsidiary rules of practice not inconsistent with the Excise Act and these Rules.

XVI. Licenses granted under Rule II shall be in the appended forms.

By Order,

H. V. NANJUNDAYYA,

Secy. to Govt., Gen. & Rev. Depts

Excise, dated 30th June 1901.

MYSORE EXCISE DEPARTMENT.

F 1]

LICENSE FOR THE WHOLESALE VEND OF "FOREIGN SPIRITS" OR "FOREIGN FERMENTED LIQUORS," OR BOTH, NOT TO BE DRUNK ON THE PREMISES.

Register No.—

Name of License-holder—

Names of Vendors or Shop-men—

Locality—

I.... .....

Deputy Commissioner of the.....District, do hereby authorize .....

son of... .....

residing in.....

to sell by wholesale foreign spirits and foreign fermented liquors, from Shop Door No.....situated in.....

.....

subject to the conditions prescribed below and to the payment of the prescribed license fee —

CONDITIONS.

I. The holder of this license is bound to conform to the Excise Laws for the time being in force, and to all Rules framed thereunder.

II. (*a*) This license is granted for the sale of foreign spirits, or foreign spirit and foreign fermented liquors, or foreign fermented liquors, as the case may be, of the brands described in the appended list. The Deputy Commissioner is at liberty to add to, or otherwise alter, the said list, upon the application of the holder of this license, or otherwise. Every such addition or alteration shall be attested by the signature of the Deputy Commissioner. No foreign spirits below 15° under-proof shall be included in the said list. No *draught* beer or porter of any kind shall be sold under this license.

(*b*) No foreign spirit or fermented liquor which is not of one of the brands named in the said list, added to or altered as above, shall be sold under this license.

List of Foreign Spirituous and Fermented Liquors.

Whiskies			Dutch Hollands	Brandies	Cider	Malt Liquors	Stout
Scotch	Irish	American					

III. No foreign spirituous or fermented liquors in quantities of or less than two imperial gallons or twelve reputed quart bottles at a time, shall be sold from the abovesaid shop. The licensee will have the privilege of issuing to licensed dealers only samples of liquors in quantities not exceeding one pint.

IV. (1) No kind of foreign spirituous or fermented liquors shall be sold or given in any quantity whatever to any European non-commissioned officer or private soldier, nor to any European or East Indian woman connected with, or related to, men of these classes except with the permission, in writing, of the commanding officer or some person duly authorized by that officer in this behalf;

and such written authority shall be retained by the holder of the license as his voucher for such sale, and shall be produced, when required, to any Excise officer.

(2) The sales from the aforesaid shop shall be confined exclusively to licensed dealers.

V. The aforesaid shop shall be closed at 9 p. m. and not opened until 6 a. m. daily.

VI. The holder of this license shall, upon requisition by any officer not below the grade of an Assistant Commissioner, be bound to produce to such officer, or to any Excise officer empowered by such officer, the original invoice showing the importation of all foreign spirits and fermented liquors for the sale of which this license is granted, and to allow the samples of the spirits in the shop to be tested.

VII. The holder of this license may sell or transfer to any other holder of a wholesale or retail license, any foreign spirit or foreign fermented liquor which the latter is, by his license, empowered to sell. Such sale or transfer shall not be effected without previously obtaining a transport permit in the prescribed form under the seal and signature of the Deputy Commissioner.

VIII. The holder of this license shall keep true and correct accounts, giving the month and date, the quantity and description of foreign spirituous and fermented liquors obtained, the source from which they were obtained, the quantity and value sold, the person to whom sold, and the balance of stock on hand, daily. Such accounts shall be open to the inspection of the officers of the Excise Department at any time. An abstract of this account shall be sent monthly in duplicate to the Excise officer appointed to receive the same, for check and transmission to the Deputy Commissioner's office, Excise Department. If the licensee holds any other license for the sale of foreign liquors on the same premises, he must keep his accounts of transactions under it separate from those under this license.

IX. This license is not transferable by sale, gift, mortgage or otherwise, and no persons except those mentioned in it shall have power to act under it.

X. The license-holder may appoint a shop-man or vendor to officiate for him at the shop, but the name of such party or parties shall first be registered in the Deputy Commissionar's office, and the name of such shop-man or vendor duly entered at the top of this license.

XI. A breach of any of the conditions above specified will render the license-holder liable to all penalties provided in that behalf by the Excise Law and Rules thereunder, and shall also render this license liable to cancellation by the Deputy Commissioner at his discretion.

XII. This license shall continue in force till the 30th June 190 .

Office of the Deputy Commissioner,
.....District,
Dated.....

Deputy Commissioner,
District.

Schedule showing the boundaries of the shop.

Street, Door No. and other particulars.	Bounded on the				Remarks.
	North by	East by	South by	West by	

Excise, dated 30th June 1901.

I, the undersigned.....
son of.....
residing at.....
the abovenamed license-holder, for myself and my heirs, legal representatives and assigns, hereby agree to all the terms and conditions described in the above license.

Signed, sealed and delivered in our presence at..... office, this.....day of.....

Witnesses .. { 1, 2, 3 } License-holder... { ..... }

Signature of Officer before whom the execution takes place.

MYSORE EXCISE DEPARTMENT.

F 2]

LICENSE FOR RETAIL SALE OF FOREIGN SPIRITS AND FOREIGN FERMENTED LIQUORS, NOT TO BE DRUNK ON THE PREMISES.

Register No.—

Name of License-holder—

Name of Vendor—

Locality—

I .....
Deputy Commissioner of the.....District, do hereby authorize
.....
son of .....
residing in .....
to sell by retail foreign spirits and foreign fermented liquors, at shop
Door No..... .situated in .....
subject to the conditions prescribed below, and to the payment of the prescribed license fee:—

CONDITIONS.

I. The holder of this license is bound to conform to the Excise Laws in force for the time being, and to all Rules framed thereunder.

II. (*a*) The license is granted for the sale of foreign spirit, or foreign spirits and foreign fermented liquor, or foreign fermented liquors, as the case may be, of the brands described in the appended list. The Deputy Commissioner is at liberty to add to, or otherwise alter, the said list, upon the application of the holder of this license, or otherwise. Every such addition or alteration shall be attested by the signature of the Deputy Commissioner. No foreign spirits below 15° under proof shall be included in the said list. No *draught* beer or porter of any kind shall be sold under this license.

(*b*) No foreign spirit or fermented liquor, which is not of one of the brands named in the said list, added to or altered as above, shall be sold under this license.

List of Foreign Spirituous and Fermented Liquors.

Whiskies			Dutch Hollands	Brandies	Cider	Malt Liquors	Stout
Scotch	Irish	American					

III. No foreign spirituous or fermented liquors in a less quantity than one pint bottle at a time shall be sold from the abovesaid shop.

IV. (1) No kind of foreign spirituous or fermented liquors shall be sold or given in any quantity whatever to any European non-commissioned officer or private soldier, nor to any European or East Indian woman connected with, or related to, men of these classes, except with the permission, in writing, of the commanding officer or some person duly authorized by that officer in this behalf; and such written authority shall be retained by the holder of the license as his voucher for such sale and shall be produced, when required, to any Excise officer.

(2) The sales from the aforesaid shop shall be confined exclusively to respectable persons known to the holder of this license or vendor.

V. This license does not give permission for the sale of liquor to be drunk on the premises.

VI. The aforesaid shop shall be closed at 9 p. m., and not opened until 6 a. m. daily.

VII. The holder of this license shall, upon requisition by any officer not below the grade of an Assistant Commissioner, be bound to produce to such officer, or to any Excise officer empowered by such officer, the original invoice showing the importation of all foreign spirits and fermented liquors for the sale of which this license is granted, and to allow the samples of the spirits in the shop to be tested.

VIII. The holder of this license may sell or transfer to the holder of any other retail license, any foreign spirit or foreign fermented liquor which the latter is, by his license, empowered to sell. Such sale or transfer shall not be effected without previously obtaining a transport permit in the prescribed form under the seal and signature of the Deputy Commissioner.

IX. The holder of this license shall keep true and correct accounts, giving the month and date, the quantity and description of foreign spirituous and fermented liquors obtained, the source from which they were obtained, the quantity and value sold, the person to whom sold, and the balance of stock on hand, daily. Such account shall be open to the inspection of the officers of the Excise Department at any time. An abstract of this account shall be sent monthly in duplicate to the Excise officer appointed to receive the same for check and transmission to the Deputy Commissioner's office, Excise Department. If the licensee holds any other license for the sale of foreign liquors on the same premises, he must keep his accounts of transactions, under it, separate from those under this license.

X. The license is not transferable by sale, gift, mortgage or otherwise, and no persons except those mentioned in it shall have power to act under it.

XI. The license-holder may appoint a shop-man or vendor to officiate for him at the shop, but the name of such party or parties shall be first registered in the Deputy Commissioner's office, and the name of such shop-man or vendor duly entered at the top of this license.

XII. A breach of any of the conditions above specified will render the license-holder liable to all penalties provided in that behalf by the Excise Law and Rules thereunder, and shall also render this license liable to cancellation by the Deputy Commissioner at his discretion.

Excise, dated 30th June 1901.

XIII. This license shall continue in force till the 30th June 190 .

Office of the Deputy Commissioner,

.....District. Deputy Commissioner,

Dated..... District.

Schedule showing the boundaries of the shop.

Street, Door No. and other particulars.	Bounded on the				Remarks.
	North by	East by	South by	West by	

COUNTERPART AGREEMENT.

I, the undersigned..... .....
son of..... .....
residing at..... .....
the abovenamed license-holder, for myself and my heirs, legal representatives and assigns, hereby agree to all the terms and conditions described in the above license.

Signed, sealed and delivered in our presence at..... .....

Office, this.....day of..... .....

Witnesses { 1 2 3 .....

License-holder.

Signature of Officer before whom the execution takes place.

Certificate of Registration under Section 58 of the Municipal Regulations, Bangalore City and Mysore City.

(Here enter form of certificate.)

.....

Date..... President (or Vice-President),

Municipality.

MYSORE EXCISE DEPARTMENT.

F. 3]

RETAIL TAVERN LICENSE FOR THE VEND OF DRAUGHT FOREIGN MALT LIQUORS TO BE DRUNK ON THE PREMISES.

(Issued under Sections 12 and 13 of Act XXII of 1881.)

1. Register No.—
2. Name of License holder—
3. Name of Vendor—
4. Locality—

I,.....Deputy Commissioner of.....District, do hereby authorize to sell by retail *draught*

42

foreign malt liquors on the ... to ..... under the following conditions :—

CONDITIONS.

I. The privilege extends to the sale of only *draught* genuine foreign malt liquors to be consumed on the premises, and to sale to any person at a time up to one reputed quart for removal from the same.

II. This license will have also power to vend at the prescribed retail price any country beer which has paid duty to the British Indian Government at the tariff rate, and also the prescribed duty to the Mysore Government, and which may be certified by the Excise Commissioner as sound and fit for consumption after necessary test and analysis by the Government Chemical Examiner.

III. Each tavern shall be maintained in the locality described in the Schedule hereto appended.

IV. The amount for which the privilege has been purchased, shall be payable into the taluk treasury in equal monthly instalments commencing from July 1901; each instalment shall be regarded as the rent for the month in respect of which it is payable. Each month's rent shall be payable on or before the 20th of the same month on the chalan prescribed for the purpose. The deposit of two months' rent made by the licensee will be taken in payment of the rents due for the last two months of the period of the lease. Failing payment by the 20th of the same month, the Deputy Commissioner shall at once proceed to recover the arrears together with interest at 6 per cent under the rules in force for the collection of land revenue. No remission or abatement of the rent shall, on any account whatever, be claimable by the licensee.

V. The licensee shall further pay a duty of two annas to the taluk treasury on the prescribed challan for every gallon of country beer or porter which he may be permitted to sell.

VI. The consignment of beer or porter purchased by the licensee shall be sent direct to the Amildar of the taluk. The letter of advice covering the consignment shall be in duplicate, the original being sent to the Amildar of the taluk, and the duplicate to the Excise Commissioner. After duly verifying the consignment, the Amildar will allow the licensee to remove it to his tavern upon a pass signed by the Amildar or other officer authorized by him on this behalf.

VII. The licensee of every tavern at the Bangalore City shall pay a registration fee under the Municipal Regulation, at the rate of Rs. 180 per annum, in advance for the period of the license for his tavern.

VIII. The licensee shall use such measures as may from time to time be prescribed by Government, and provide himself with the printed forms of accounts and permits or passes for transport of beer or porter, which forms shall be purchased from local Excise officers.

IX. The licensee shall be bound to take over any beer or porter which may remain as stock in hand belonging to the out-going licensee on the 1st July 1901 in the existing tavern, paying to the latter such compensation for the same as may be fixed by the Excise Commissioner.

X. This license is not transferable by sale, gift, mortgage or otherwise, and no person except such as are named herein shall have power to act under it.

XI. The vendors shall equally with the license-holder be responsible in the penalties hereinafter set forth for breach of any of the conditions of the license.

XII. He shall not sell or give beer or porter in any quantity whatever directly or indirectly to any European or non-commissioned officer or private soldier, nor to any European or East Indian woman connected with, or related to, men of these classes, nor allow him, her, or them to drink beer or porter in his premises or grounds; he will not permit drunkenness or disorderly behaviour in his premises, and will prevent any gambling whatsoever therein, and will not knowingly allow persons of notoriously bad character to assemble in his premises, or any harbour or conceal therein soldiers [illegible] such soldiers or others to be deserters; and will give information respecting such characters to the Magistrate or Police officer; and he shall not sell or give beer or porter to any Police officer, Railway servant, or Excise officer whilst on duty.

XIII. He shall fix in a conspicuous place outside of his shop a board on which shall be legibly painted his name, vendor's name, the number of his shop, and the article he is licensed to deal in.

XIV. He shall not receive any articles whatsoever in barter or pledge.

XV. The beer and porter sold under this license shall contain 75 per cent of malt or any of the preparations of malt and 3 lbs. of good Kent hops per hogshead, and shall be of the same quality and density as purchased; and shall not be diluted or adulterated. The beer and porter sold shall not contain more than 8 per cent alcohol by volume. The licensee will be bound to pay duty at the prescribed rate per gallon of proof spirit on all alcohol in the beer and porter in excess of 8 per cent by volume, besides being liable for prosecution. Samples of such beer and porter shall be sent duly bottled from the tavern for examination and test whenever required by the Excise Department.

XVI. Any Magistrate having local jurisdiction or officer acting under his warrant or any Abkari or Excise officer shall be allowed entry to the shop at any hour to test the beer or porter on the premises, and examine the shop accounts, which it shall be the duty of the license holder and vendor to keep and produce. Such accounts shall be true and correct, and written up daily in the prescribed forms. All condemned beer shall be destroyed.

XVII. He shall close his shop by 9 p. m. and not open it before 6 a. m., except on special permit in cases of native festivals, &c.

XVIII. Beer brought for the Commissariat Department and rejected by the Military or other departments, shall not, under any circumstances, be forwarded for sale in the tavern.

XIX. The shop shall have only one door, and no window will be allowed to the rear or ends of the building; the bar where the liquor is sold from, shall be opposite to the entrance door, and so situated that all persons inside can be seen by any one passing to and fro in the street; and no second room shall be allowed to be kept open for customers.

XX. The licensee shall be bound by the rules in force, and which may be issued from time to time by Government.

XXI. In the case of any breach of the above conditions either by the licensee, or with his connivance and privity, by any person in his employment, or in the event of the licensee neglecting to open his tavern or to carry on his business with due care and attention, it shall be competent to the Deputy Commissioner to impose upon the licensee a fine not exceeding Rs. 10 for every such breach or neglect, or at the option of the Deputy Commissioner to declare the money deposited with him forfeited, and to cancel the license and to re-sell the privilege or to otherwise dispose of it at the risk of the licensee; and all loss thereby caused, together with the loss accruing to Government in consequence of the licensee not carrying on his business by opening his tavern on 1st July 190 , shall be made good by him. When a license is cancelled, the rent for the whole period of the lease shall become due at once, which shall be recovered together with all losses as if they were arrears of land revenue.

XXII. The penalties laid down in the last preceding clause shall not exempt the licensee or his employes from prosecution for any offence committed against the Excise laws or rule in force.

XXIII. This license shall continue in force till the.....190 and no longer, but it may be recalled or resigned as provided in Sections, 13 and 14 of Act XXII of 1881.

.....

Dy. Comr. and Dt. Magistrate,

.....District.

Schedule showing the boundaries of the shop.

Street, Door No. and other particulars.	Bounded on the—				Remarks.
	North by	East by	South by	West by	

COUNTERPART ENGAGEMENT.

We, the undersigned, the abovenamed license-holder and vendor and others connected with the beer tavern at the..... for ourselves and our heirs, legal representatives and assigns, hereby agree to all the terms and conditions written, printed and expressed in the above license.

Signed, sealed, and delivered in our presence at the.....District Deputy Commissioner's Office, this .....

....

Witnesses— License Holder.

1
2
3

.....

Vendor.

MYSORE EXCISE DEPARTMENT.

F. 4]

LICENSE FOR THE SALE OF FOREIGN SPIRITS AND FOREIGN FERMENTED LIQUORS IN HOTELS AND BOARDING HOUSES.

Register No.—
Name of License-holder—
Name of Agent—
Locality—

I, ...
the Deputy Commissioner of the ..... District, do hereby authorize
.. ..
son of ....
residing in ....
and keeping a Hotel called ....
Hotel, to sell by retail, foreign spirits and foreign fermented liquors, in the premises No .....situated in .....
....
subject to the conditions prescribed below, and subject to the payment of the prescribed license fee :—

CONDITIONS.

I. The holder of this license is bound to conform to the Excise Laws in force for the time being and to all Rules framed thereunder.

II. (a) This license is granted for the sale of foreign spirit, or foreign spirits and foreign fermented liquor, or foreign fermented liquors, as the case may be, of the brands described in the appended list. The Deputy Commissioner is

at liberty to add to, or otherwise alter, the said list, on the application of the holder of this license, or otherwise. Every such addition or alteration shall be attested by the signature of the Deputy Commissioner. No foreign spirits below 15° under-proof shall be included in the said list. No *draught* beer or Porter of any kind shall be sold under this license.

(*b*) No foreign spirit or fermented liquor which is not of one of the brands named in the said list, added to or altered as above, shall be sold under this license.

List of Foreign Spirituous and Fermented Liquors.

Whiskies		American	Dutch Hollands	Brandies	Cider	Malt Liquors	Stout
Scotch	Irish						

III. No foreign spirituous or fermented liquors shall be allowed to be conveyed from or out of the aforesaid Hotel premises, and all foreign spirituous or fermented liquors sold under this license shall be drunk on the premises. Nothing in this condition shall apply to the removal of foreign spirits or foreign fermented liquors from the Hotel premises under Condition VII.

IV. (i) No kind of foreign spirituous or fermented liquors shall be sold or given in any quantity whatever to any European non-commissioned officer or private soldier, nor to any European or East Indian woman connected with or related to men of these classes, except with the permission, in writing, of the Commanding Officer, or some person duly authorized by that Officer in this behalf; and such written authority shall be retained by the holder of the license as his voucher for such sale, and shall be produced, when required, to any Excise officer.

(ii) The sales from the aforesaid Hotel shall be confined exclusively to residents in the said Hotel for their own use or for that of their guests.

V. (a) The holder of this license shall not fraudulently dilute or adulterate any such spirituous or fermented liquors as aforesaid, or sell the same knowing the same to have been fraudulently diluted or adulterated;

(b) nor knowingly permit drunkenness or other disorderly behaviour in the said Hotel or premises;

(c) nor knowingly suffer any gambling whatsoever therein;

(d) nor knowingly permit prostitutes or persons of notoriously bad character to meet or remain therein;

(e) nor wilfully and knowingly harbour or conceal therein any European soldier who is a deserter.

VI. The holder of this license shall, upon requisition by any officer not below the grade of an Assistant Commissioner, be bound to produce to such officer or to any Excise officer empowered by such officer, the original invoice showing the importation of all foreign spirits and fermented liquors for the sale of which this license is granted, and to allow the samples of the spirits to be tested.

VII. The holder of this license may, in the event of his closing his business, sell or transfer to the holder of any other license any foreign spirit or foreign fermented liquor which the latter is, by his license, empowered to sell. Such sale or transfer shall not be effected without previously obtaining the prescribed transport permit.

VIII. The holder of this license shall keep true and correct accounts giving the month and date and the quantity and description of foreign spirituous and fermented liquors obtained, the source from which they were obtained, the quantity and value sold, and the balance of stock in hand, daily. Such accounts shall be open to the inspection of the officer of the Excise Department at any

time. An abstract of this account shall be sent monthly in duplicate to the Excise officer appointed to receive the same for check and transmission to the Deputy Commissioner's office, Excise Department. If the licensee holds any other license for the sale of foreign liquor on the same premises, he must keep his accounts of transactions under it separate from those under this license.

IX. This license is not transferable by sale, gift, mortgage or otherwise, except with the permission of the Deputy Commissioner to be obtained in writing.

X. A breach of any of the conditions above specified will render the license-holder liable to all penalties provided in that behalf by the Excise Law and Rules thereunder, and shall also render this license liable to cancellation by the Deputy Commissioner at his discretion.

XI. This license shall continue in force till the 30th June 190 .

Office of the Deputy Commissioner,
.....District,
Dated.....

.....
Deputy Commissioner,
.....District.

Schedule showing the boundaries of the shop.

Street, Door No. and other particulars.	Bounded on the				Remarks.
	North by	East by	South by	West by	

COUNTERPART AGREEMENT.

I, the undersigned.....
son of.....
residing at.....
the above named license-holder, for myself and my heirs, legal representatives and assigns, hereby agree to all the terms and conditions described in the above license.

Signed, sealed and delivered in our presence at..... office, this.....day of.....

Witnesses. 1. 2. 3.

.....
License-holder.

.....

(Signature of officer before whom the execution takes place.)

Certificate of Registration under Section 58 of the Municipal Regulations, Bangalore City and Mysore City.

Dated.....

.....
President or Vice-President,
.....Municipality.

Excise, dated 30th June 1901.

MYSORE EXCISE DEPARTMENT.

F 5(*a*)]

LICENSE FOR THE SALE OF FOREIGN SPIRITS AND FOREIGN FERMENTED LIQUORS IN RAILWAY REFRESHMENT ROOMS.

Register No. of License—
Name of License-holder—
Name of Vendor—
Locality—

Locality of Shop { Town—
Street—
Door No—

I, ...
the Deputy Commissioner of.....District, ...
do hereby authorize.....
son of.....
residing in .....
to sell in the abovenamed premises, by retail, foreign spirits or foreign fermented liquors, subject to the conditions prescribed below, and to the payment of the prescribed license fee.

CONDITIONS.

I. The holder of this license is bound to conform in every way to the Excise Law in force for the time being and to all Rules framed thereunder.

II. (*a*) This license is granted for the sale of foreign spirit, or foreign spirit and foreign fermented liquor, or foreign fermented liquor, as the case may be, of the brands described in the appended list. The Deputy Commissioner is at liberty to add to, or otherwise alter, the said list, or on the application of the holder of this license, or otherwise. Every such addition or alteration shall be attested by the signature of the Deputy Commissioner. No foreign spirits below 15° under-proof shall be included in the said list. No *draught* beer or Porter of any kind shall be sold under this license.

(*b*) No foreign spirit or fermented liquor which is not one of the brands named in the said list, added to or altered as above, shall be sold under this license.

List of Foreign Spirituous and Fermented Liquors.

Whiskies			Dutch Hollands	Brandies	Cider	Malt Liquors	Stout
Scotch	Irish	American					
					Dawkes' Porter		

III. The privilege extends to the sale of foreign liquor only in the refreshment room maintained by the licensee to *bona fide* passengers and other persons served with eatables there for consumption on the premises, and to *bona fide* passengers for removal in quantities not exceeding two reputed quarts or four reputed pints of each kind at a time.

IV. (1) No kind of foreign spirituous or fermented liquors shall be sold or given in any quantity whatever to any European non-commissioned officer or

private soldier, or to any European or East Indian woman connected with or related to men of these classes, except with the permission, in writing, of the Commanding Officer, or some person duly authorized by that officer in this behalf, and such written authority shall be retained by the holder of the license as his voucher for such sale, and shall be produced, when required, to any Excise officer.

(2) No kind of foreign spirituous or fermented liquors shall be sold or given in any quantity whatever to any child under 16 years of age, or to any sepoy, member of the Police force or of Excise staff, or servant of a Railway company whilst on duty.

V. The premises in which foreign spirituous and fermented liquors are sold under this license shall be an open building and so constructed that all persons inside it may be visible to any one at the door or windows; and that it shall not give entrance to any inner room or yard or screened enclosure.

VI. Outside the refreshment room a board shall be fixed in a conspicuous position on which shall be legibly ~~printed~~ painted its number and the name of the license-holder and vendor. A descriptive price-list of the liquors sold shall be hung up in a conspicuous place in the said refreshment room.

VII. (*a*) The holder of this license shall not fraudulently dilute or adulterate any such spirituous or fermented liquors as aforesaid, or sell the same knowing the same to have been fraudulently diluted or adulterated;

(*b*) nor knowingly permit drunkenness or other disorderly behaviour in the said refreshment room or premises;

(*c*) nor knowingly suffer any gambling whatsoever therein;

(*d*) nor knowingly permit prostitutes or persons of notoriously bad character to meet or remain therein;

(*e*) nor wilfully and knowingly harbour or conceal therein any European soldier who is a deserter.

VIII. All sales of foreign spirituous and fermented liquors under this license shall be paid for in ready money, no credit being allowed or any articles received in pledge or barter for liquor.

IX. The refreshment room shall be kept open at all hours.

X. The holder of this license shall, upon requisition by any officer not below the grade of an Assistant Commissioner, be bound to produce to such officer or to any Excise officer empowered by such officer, the original invoice showing the importation of all foreign spirits and fermented liquors for the sale of which this license is granted, and to allow the samples of the spirits to be tested.

XI. The holder of this license may, in the event of his closing his business, sell or transfer to the holder of any other license any foreign spirit or foreign fermented liquors which the latter is, by his license, empowered to sell. Such sale or transfer shall not be effected without previously obtaining the prescribed transport permit.

XII. The holder of this license shall keep true and correct accounts giving the month and date, the quantity and description of foreign spirituous and fermented liquors obtained, the source from which they were obtained, the quantity and value sold, and the balance of stock in hand, daily. Such accounts shall be open to the inspection of the officer of the Excise Department at any time. An abstract of this account shall be sent monthly in duplicate to the Excise officer appointed to receive the same for check and transmission to the Deputy Commissioner's Office, Excise Department.

XIII. This license is not transferable by sale, gift, mortgage or otherwise, and no persons except those mentioned in it shall have power to act under it.

XIV. A breach of any of the conditions above specified will render the license-holder or shop-man liable to all penalties provided in that behalf by the Excise Law and Rules thereunder and shall also render this license liable to cancellation by the Deputy Commissioner at his discretion.

Excise, dated 30th June 1901.

XV. This license shall continue in force till the 30th June 190 .

Office of the Deputy Commissioner,

.....District

Dated.....

.....

Deputy Commissioner,

.....District.

Schedule showing the boundaries of the shop.

Street, Door No. and other particulars.	Bounded on the				Remarks.
	North by	East by	South by	West by	

COUNTERPART AGREEMENT.

I, the undersigned.....
son of .....
residing at.....
the above named license-holder, for myself and my heirs, legal representatives and assigns, hereby agree to all the terms and conditions described in the above license.

Signed, sealed and delivered in our presence at.....
office, this.....day of.....

Witnesses { 1. 2. 3.

.....

License-holder.

.....

Signature of officer before whom the execution takes place.

Certificate of Registration under Section 58 of the Municipal Regulations, Bangalore City and Mysore City.

Dated.....

.....

President or Vice-President,

.....Municipality

MYSORE EXCISE DEPARTMENT.

F. 5(*b*)]

LICENSE FOR THE SALE OF FOREIGN SPIRITS ~~AND~~ FOREIGN FERMENTED LIQUORS IN REFRESHMENT ROOMS, IN WHICH THE SALE OF LIQUOR IS ORDINARILY COMBINED WITH THE SUPPLY OF MEALS OR REFRESHMENTS PREPARED AND SERVED IN THE EUROPEAN MANNER.

Register No. of License—
Name of License-holder—
Name of Vendor—
Locality—
Locality of Shop { Town— / Street— / Door No.—

I, ... the Deputy Commmissioner of ..... District, do hereby authorize son of ..... residing in ..... to sell in the abovenamed premises, by retail, foreign spirits or foreign fermented liquors, subject to the conditions prescribed below, and to the payment of the prescribed license fee.

CONDITIONS.

I. The holder of this license is bound to conform to the Excise Law in force for the time being and to all Rules framed thereunder.

II. (*a*) This license is granted for the sale of foreign spirit, or foreign spirit and foreign fermented liquor, or foreign fermented liquor, as the case may be, of the brands described in the appended list. The Deputy Commissioner is at liberty to add to, or otherwise alter, the said list, on the application of the holder of this license, or otherwise. Every such addition or alteration shall be attested by the signature of the Deputy Commissioner. No foreign spirits below 15° under-proof shall be included in the list. No *draught* beer or porter of any kind shall be sold under this license.

(*b*) No foreign spirit or fermented liquor which is not one of the brands named in the said list, added to or altered as above, shall be sold under this license.

List of Foreign Spirituous and Fermented Liquors.

Whiskies			Dutch Hollands	Brandies	Cider	Malt Liquors	Stout
Scotch	Irish	American					
					Dawkes Porter		

III. The privilege extends to the sale of foreign liquors in the Refreshment Room maintained by the licensee, to persons supplied with meals or eatables prepared and served in the European manner for consumption on the premises.

IV. (1) No kind of foreign spirituous or fermented liquors shall be sold or given in any quantity whatever to any European non-commissioned officer or private soldier, or to any European or East Indian woman connected with or related to men of these classes, except with the permission, in writing, of the Commanding Officer, or some person duly authorized by that officer in this behalf, and such written authority shall be retained by the holder of the license as his voucher for such sale, and shall be produced, when required, to any Excise officer.

(2) No kind of foreign spirituous or fermented liquors shall be sold or given in any quantity whatever to any child under 16 years of age, or to any sepoy, member of the Police force or of Excise Staff or servant of a Railway Company, whilst on duty.

V. The premises in which foreign spirituous and fermented liquors are sold under this license shall be an open building and so constructed that all persons inside it may be visible to any one at the door or windows; and that it shall not give entrance to any inner room or yard or screened enclosure.

VI. Outside the Refreshment Room a board shall be fixed in a conspicuous position, on which shall be legibly painted its number and the name of the license-holder and vendor. A descriptive price-list of the liquors sold shall be hung up in a conspicuous place in the said shop.

VII. (*a*) The holder of this license shall not fraudulently dilute or adulterate any such spirituous or fermented liquors as aforesaid, or sell the same knowing the same to have been fraudulently diluted or adulterated;

(*b*) nor knowingly permit drunkenness or other disorderly behaviour in the said refreshment room or premises;

(*c*) nor knowingly suffer any gambling whatsoever therein;

(*d*) nor knowingly permit prostitutes or persons of notoriously bad character to meet or remain therein;

(*e*) nor wilfully and knowingly harbour or conceal therein any European soldier who is a deserter.

VIII. All sales of foreign spirituous and fermented liquors under this license shall be paid for in ready money, no credit being allowed or any articles received in pledge or barter for liquor.

IX. The aforesaid shop shall be closed at 9 P. M. daily and not opened until 6 A. M., and shall be kept open from 8 A. M. till 9 P. M.

X. The holder of this license shall, upon requisition by any officer not below the grade of an Assistant Commissioner, be bound to produce to such officer or to any Excise officer empowered by such officer, the original invoice showing the importation of all foreign spirits and fermented liquors for the sale of which this license is granted, and to allow the samples of the spirits to be tested.

XI. The holder of this license may, in the event of his closing his business, sell or transfer to the holder of any other license, any foreign spirit or foreign fermented liquors which the latter is, by his license, empowered to sell. Such sale or transfer shall not be effected without previously obtaining the prescribed transport permit.

XII. The holder of this license shall keep true and correct accounts giving the month and date, the quantity and description of foreign spirituous and fermented liquors obtained, the source from which they were obtained, the quantity and value sold, and the balance of stock in hand, daily. Such accounts shall be open to the inspection of the officer of the Excise Department at any time. An abstract of this account shall be sent monthly in duplicate to the Excise officer appointed to receive the same for check and transmission to the Deputy Commissioner's office, Excise Department. If the licensee holds any other license for the sale of foreign liquor on the same premises, he must keep his accounts of transactions under it separate from those under this license.

XIII. This license is not transferable by sale, gift, mortgage or otherwise, and no persons except those mentioned in it shall have power to act under it.

XIV. The license shall be revocable by the Deputy Commissioner forthwith if he shall be of opinion that the licensee permits the sale of liquor to persons who have not partaken of meals or refreshments on his premises to such an extent or so habitually that the refreshment room may fairly be classed as a tavern.

XV. A breach of any of the conditions above specified will render the license-holder or shop-man liable to all penalties provided in that behalf by the Excise Law and Rules thereunder, and shall also render this license liable to cancellation by the Deputy Commissioner at his discretion.

XVI. This license shall continue in force till the 30th June 190 ,

Office of the Deputy Commissioner,

.....

Deputy Commissioner,

.....District,

.....District.

Dated.....

Schedule showing the boundaries of the shop.

Street, Door No. and other particulars.	Bounded on the				Remarks
	North by	East by	Southby	West by	

COUNTERPART AGREEMENT.

I, the undersigned .....
son of.....
residing at.....
the abovenamed license-holder, for myself and my heirs, legal representatives and assigns, hereby agree to all the terms and conditions described in the above license.

Signed, sealed and delivered in our presence at.....
office, this.....day of.....

Witnesses. 1. 2. 3.

.....

License-holder.

.....

Signature of officer before whom the execution takes place.

Certificate of Registration under Section 58 of the Municipal Regulations, Bangalore City and Mysore City.

.....

Dated.....

President or Vice-President.

.....Municipality.

Excise, dated 30th June 1901.

MYSORE EXCISE DEPARTMENT.

F. 6]

OCCASIONAL LICENSE FOR THE SALE OF FOREIGN SPIRITS AND FOREIGN FERMENTED LIQUORS AT REFRESHMENT STALLS IN CONNECTION WITH PUBLIC ENTERTAINMENTS, RACE MEETINGS, &c.

Register No. of License—

Name of License-holder—

Name of Vendor—

Locality of stall—

I, ... the Deputy Commissioner of ..... district, hereby authorize.....son of ..... residing in ..... to sell in the above named premises, by retail, foreign spirits and foreign fermented liquors, subject to the conditions prescribed below, and to the payment of the prescribed license fee :—

CONDITIONS.

I. The holder of this license is bound to conform to the Excise Laws in force for the time being and the Rules framed and issued thereunder from time to time.

II. (*a*) This license is granted for the sale of foreign spirits and foreign fermented liquors described in the margin.

(*b*) No foreign spirit or foreign fermented liquor, which is not one of the brands named above, shall be sold under this license.

(*c*) No spirits below 15° under-proof shall be included in this license.

No *draught* Beer or Porter of any kind shall be sold under this license.

III. All spirits or fermented liquors sold under this license shall be drunk on the premises and none shall be conveyed out of the stall on any pretence whatever.

IV. (1) No kind of foreign spirits or fermented liquors shall be sold or given in any quantity whatever to any European non-commissioned officer or private soldier, or to any European or East Indian woman connected with or related to men of these classes, except with the permission, in writing, of the Commanding Officer or some person duly authorized by that Officer in this behalf, and such written authority shall be retained by the holder of the license as his voucher for such sale, and shall be produced, when required, before any Excise Officer.

(2) No kind of foreign spirits or fermented liquors shall be sold or given in any quantity whatever to any child under sixteen years of age, or to any sepoy, member of the Police force or servant of a Railway Company or a member of the Excise Executive Staff, whilst on duty.

V. The premises in which foreign spirits and fermented liquors are sold under this license shall be an open stall, so that all persons inside it may be visible to any one passing to and fro in the street.

VI. Outside the stall a board shall be fixed in a conspicuous position on which shall be legibly painted the number of the license and name of the license-holder and shop-man. A descriptive price list of the liquors sold shall be hung up in a conspicuous place in the said stall.

VII. (*a*) The holder of this license shall not fraudulently dilute or adulterate any such foreign spirits or fermented liquors as aforesaid, or sell the same knowing the same to have been fraudulently diluted or adulterated.

(*b*) nor knowingly permit drunkenness or other disorderly behaviour in the said stall;

(*c*) nor knowingly suffer any gambling whatsoever therein;

(*d*) nor knowingly permit prostitutes or persons of notoriously bad character to meet or remain therein;

(*e*) nor wilfully and knowingly harbour or conceal therein any European soldier who is a deserter.

VIII. All sales of foreign spirits and fermented liquors under this license shall be paid for in ready money, no credit being allowed, or any articles received in pledge or barter for liquor.

IX. The aforesaid stall shall be kept open from till

X. The holder of this license shall keep true and correct accounts, giving the month and date, the quantity and description of the spirits and fermented liquors obtained, the source from which they were obtained, the quantity sold and the value thereof, and the balance of stock in hand, daily. Such accounts shall be open to the inspection of the officers of the Excise Department at any time. An abstract of this account shall be furnished to the Deputy Commissioner.

XI. This license is not transferable by sale, gift, mortgage or otherwise, and no persons except those mentioned in it shall have power to act under it.

XII. A breach of any of the conditions above specified will render the license-holder or shop-man liable to all penalties provided in that behalf by the Excise Laws and Rules, and shall also render this license liable to cancellation by the Deputy Commissioner at his discretion.

XIII. This license shall continue in force till .....

Dated.....

Deputy Commissioner,
.....District.

Schedule showing the boundaries of the shop.

Street, Door No. and other particulars	Bounded on the				Remarks
	North by	East by	South by	West by	

I, the undersigned ..... , son of ..... residing at ....., the above named license-holder, for myself and my heirs, legal representatives and assigns, hereby agree to all the terms and conditions described in the above license. .....

License-holder.

Signed, sealed and delivered in our presence at .....this..... day of

Witnesses.

1
2
3

Excise, dated 30th June 1901.

MYSORE EXCISE DEPARTMENT.

F. 7]

LICENSE TO APPROVED CHEMISTS AND DRUGGISTS FOR THE POSSESSION AND SALE OF DOUBLE-DISTILLED OR RECTIFIED SPIRITS MANUFACTURED IN MYSORE AND OF SUCH FOREIGN SPIRITS AND FOREIGN FERMENTED LIQUORS AS MAY BE REQUIRED FOR MEDICINAL AND SCIENTIFIC PURPOSES.

Register No. of License—

Name of License-holder—

Name of Vendor—

Locality ... { Town— / Street— / Door No.—

I.....the Deputy Commissioner of.....district do hereby authorize.....son of.....residing in.....to possess and sell by retail in the abovenamed premises double-distilled or rectified spirits manufactured in Mysore and such foreign spirits and foreign fermented liquors as may, upon enquiry by the Deputy Commissioner, be ascertained to be required for medicinal and scientific purposes, subject to the conditions prescribed below and to the payment of the prescribed license fee:—

CONDITIONS.

I. The holder of this license is bound to conform to the Excise Laws and Rules in force and which may, from time to time, be issued.

II. (a) This license is granted for the possession and sale of double-distilled or rectified spirits manufactured in Mysore and also such foreign spirits and foreign fermented liquors as are specified below:—

(b) No spirits or fermented liquor, except those specified above, shall be possessed or sold under this license. No spirits below 15° under-proof shall be sold under this license, nor *draught* beer or Porter of any kind.

III. The quantity of each of the aforesaid spirits and fermented liquors possessed under this license shall not exceed one Imperial gallon in the case of imported liquors, and five Imperial gallons in the case of double-distilled or rectified spirits manufactured in Mysore.

IV. The aforesaid spirits and fermented liquors shall not be used or sold for other than *bonâ fide* medicinal or scientific purposes.

V. The maximum limit of sale at one time to the same person shall be restricted to one reputed pint in the case of sale to a private individual and two reputed quarts in the case of sale to a chemist, medical practitioner, or scientific institution or body.

VI. This license is not transferable by sale, gift or mortgage or otherwise, and no persons except those mentioned in it shall have power to act under it.

VII. The breach of any of the conditions above specified will render the license-holder or shop-man liable to all penalties provided in that behalf by the Excise Laws and Rules thereunder, and shall also render this license liable to cancellation by the Deputy Commissioner at discretion.

VIII. This license shall continue in force till.....

Dated .....

Deputy Commissioner,

.....District.

I, the undersigned, son of.....residing at .....the above named license-holder, for myself, and my heirs, legal representatives and assigns hereby agree to all the terms and conditions described in the above license.

.....

License-holder.

Signed, sealed and delivered in our presence at.....this day of .....

Witnesses—

1

2

3

.....

Signature.

Schedule showing the boundaries of the shop.

Street, Door No. and other particulars.	Bounded on the—				Remarks.
	North by	East by	South by	West by	

F.8] MYSORE EXCISE DEPARTMENT.

LICENSE TO PROPRIETORY CLUBS AND CO-OPERATIVE SOCIETIES.

Register No.—

Name of License-holder—

Name of Agent or Manager or Secretary—

Locality—

I .....Deputy Commissioner of the District of .....under the provisions of the Excise Act, do hereby license you .....to vend foreign liquors in..... ..... in the District of.....during the official year ended 30th June 190 , subject to the following conditions and stipulations to be observed by you, the said..... .....

1. The licensee shall be bound by the general provisions of Excise Laws and Rules so far as they concern him.

2. (*a*) The privilege under this license extends to the sale of genuine foreign liquors described in the appended list. The Deputy Commissioner is at liberty to add to, or otherwise alter, the said list on the applications of the holder of this license, or otherwise. Every such addition or alteration shall be attested by the signature of the Deputy Commissioner. No foreign spirits below 15° under-proof shall be included in the said list. No *draught* beer or porter of any kind shall be kept or sold under this license.

(*b*) No foreign liquor which is not one of the brands named in the said list, added to, or altered as above, shall be sold under this license.

List of Foreign Liquors authorized to be sold.

Whiskies			Dutch Hollands	Brandies	Cider	Malt liquors	Remarks.
Scotch	Irish	American					

3. The sales shall be confined exclusively to the members of the club or society. A list of such members shall be furnished by the licensee to the District Deputy Commissioner.

4. The licensee shall, upon requisition by any officer not below the grade of an Assistant Commissioner, be bound to produce to such officer, or to any Excise Officer empowered by the Deputy Commissioner, the original invoice showing the importation of all foreign liquors for the sale of which this license is granted.

5. The licensee shall keep true and correct accounts of receipts and expenditure of all such foreign liquors. Such accounts shall be open to the inspection of any officer not below the grade of an Assistant Commissioner, or any Excise Officer empowered by the Deputy Commissioner to inspect the accounts.

6. The breach of any of the above conditions or the provisions of Excise Laws, will render the licensee liable to all penalties provided in that behalf by the Excise Laws and Rules framed thereunder and shall also render this license liable to cancellation by the Deputy Commissioner at discretion.

7. This license shall continue to be in force till 30th June 190 .

Dated the..... day of..... ....190 . .....

Deputy Commissioner,
.... District.

COUNTERPART AGREEMENT.

I, the undersigned, son of ....the abovenamed licensee, for myself, my heirs and my legal representatives and assigns, hereby agree to all the terms and conditions described in the above license.

Signed, sealed and delivered in our presence at ..... this day of.... ....

Witnesses—
1
2
3

.....
License-holder.

MYSORE EXCISE DEPARTMENT.

F. 9]

LICENSE GRANTED TO AUCTIONEERS FOR THE SALE OF FOREIGN LIQUORS.

Register No.—
Name of License-holder—
Name of Agent—
Locality—

I,.....Deputy Commissioner of the District of.....under the provisions of the Excise Act, in consideration of the payment of a fee of Rs. 5, the receipt of which is hereby acknowledged, hereby license you .... to sell foreign liquors by auction at your premises in.. .... and at any private residence in the town of .. ..at which you may hold auction sales during the official year ending 30th June 190 , subject to the following conditions and stipulations to be observed by you the said.. ....

1. The licensee shall be bound by the general provisions of Excise Laws and Rules so far as they concern him.

2. The privilege extends to the sale of foreign liquor by auction in quantities not less than two imperial gallons of each kind of liquor sold at any one time, but this restriction does not apply to the sale of portions of trade. Consignments which are ullaged or otherwise unmerchantable, or to the case of auction sales of the property of private persons and estates. *Bona fide* samples in quantities not exceeding one reputed quart of liquor about to be put up to auction may also be issued.

3. The consumption of liquor sold under this license on the premises, except that contains in *bona fide* sample bottles, opened at the time of auction for intending purchasers to taste, is prohibited.

Dated the.....day of.....190 .....

Deputy Commissioner,

.....District.

COUNTERPART AGREEMENT.

I, the undersigned, son of.... .. .. residing at..... the abovenamed license-holder, for myself and my heirs, legal representatives and assigns, hereby agree to all the terms and conditions described in the above license.

.....

License-holder.

Signed, sealed and delivered in our presence at ..... this day of . ... 190 .

Witnesses—

1

2

MYSORE EXCISE DEPARTMENT.

F. 10]

SPECIAL LICENSE FOR THE SALE OF FOREIGN LIQUORS.

Register No.—

Name of License-holder—

Name of Agent—

Locality—

I..... .....Deputy Commissioner of the District of.....under the provisions of the Excise Act, in consideration of the payment of a fee of Rs. 10, the receipt of which is hereby acknowledged, hereby license you..... ..... . to sell foreign liquors at ....subject to the following terms and conditions, for a period of.....

Dated the.....day of.....190 .

.....

Deputy Commissioner,

..... District.

COUNTERPART AGREEMENT.

I, the undersigned..... son of..... residing at .... the abovenamed license-holder, for myself and my heirs, legal representatives and assigns, hereby agree to all the terms and conditions described in the above license.

.....

License-holder.

Signed, sealed and delivered in our presence on ..... this.....day of..... .....190 .

Witnesses—

1

2

F 11] MYSORE EXCISE DEPT.

No.

PERMIT FOR THE TRANSPORT FOREIGN LIQUOR.

Name of person authorized to transport the liquor—

Period for which the permit is to be in force—

Quantity of Foreign liquor to be transported—

Particulars of packages:—

Number—

Kind—

Marks—

Places from and to which the liquor is to be transported—

This permit shall always be carried with the liquor, the transport of which it is intended to cover.

Station.....

Dated.....

.....

Deputy Commissioner,

.....District.

F 11] MYSORE EXCISE DEPARTMENT.

No.

Permit for the Transport of Foreign Liquor.

Name of person authorized to transport the liquor.	Period for which the permit is to be in force.	Quantity of foreign liquor to be trasported.	Particulars of packages.			Places from and to which the liquor is to be transported.
			Number.	Kind.	Marks.	

This permit shall always be carried with the liquor, the transport of which it is intended to cover.

Station.....

Dated.....

.....

Deputy Commissioner,

.....District.

Excise, dated 30th June 1901.

27

67

Corrected copy

1900-1901

GOVERNMENT OF MYSORE

EXCISE

PROCEEDINGS

Dated 30th June 1901

No. 10430-9
R.F.179-93

Approving of the draft Notification revising the Rules for regulating the sale of Foreign liquors from and after the 1st July 1901

SBP—5-7-1901—300